

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

IN RE: BIOMET M2a MAGNUM HIP)
IMPLANT PRODUCTS LIABILITY) CAUSE NO. 3:12-MD-2391
LITIGATION (MDL 2391))
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This Document Relates to All Cases)

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MEMORANDUM OF APRIL 25, 2016 TELEPHONIC STATUS CONFERENCE

Topics addressed at the April 25 conference included the disposition of settled and funded cases that have yet to be dismissed, the status of discovery and PSC II's efforts to reach out to the *pro se* litigants, PSC II's request for a hearing on objections it received to a third party subpoena, and its proposal regarding timekeeping and reimbursement of fees and costs from the common benefit fund.

Following discussion, and without objection, the court:

(1) approved Biomet's request to issue a show cause order regarding the dismissal of settled cases, and directed the defendants to submit a proposed order with a list of the cases to which it will apply;

(2) set telephonic hearings on **May 12, 2016 at 9:00 a.m. (E.D.T.)** and **May 23, 2016 at 1:00 p.m. (E.D.T.)** to resolve any discovery-related issues that may arise;¹

¹ Pursuant to the court's March 31, 2016 order, the parties are required to notify the court at least 48 hours in advance whether the scheduled hearing is necessary, and if so, what the

(3) advised the parties that it would set a hearing on the objections to PSC II's third party subpoena if, and when, a motion to compel or a motion to quash was filed;

(4) tabled the discussion of PSC II's proposals regarding applications for reimbursement of fees and expenses and other issues related to the Common Benefit Fund until the next status conference; and

(5) set the next status conference for **Monday, June 6, 2016, at 1:30 p.m. (E.D.T.)**, with a pre-conference meeting with lead and liaison counsel at 1:00 p.m..

ENTERED: April 26, 2016

/s/ Robert L. Miller, Jr.
Judge, United States District Court
Northern District of Indiana

issues will be.