

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

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|-----------------------------|---|----------------------------|
| _____ |) | CAUSE NO. 3:12-MD-2391 RLM |
| In re BIOMET M2A MANGUM HIP |) | (MDL-2391) |
| IMPLANT PRODUCTS LIABILITY |) | |
| LITIGATION |) | THIS DOCUMENT RELATES TO: |
| _____ |) | ALL CASES |

ORDER ACTIVATING GROUP 3 DISCOVERY

Having reviewed the parties' scheduling recommendations and jointly submitted case list, the Court activates the pool of cases listed on Exhibit A as Group 3 for case-specific discovery. Completed and updated medical records authorizations for the Group 3 cases shall be provided to Biomet by **February 28, 2017**.

The parties may engage in case-specific discovery relating to the Group 3 cases until **August 25, 2017**. Such discovery may include interrogatories, requests for production, requests for admission, and depositions of (a) the plaintiffs, (b) the implanting surgeon, (c) the revising surgeon, (d) the Biomet representative who processed the request for the product used during the implant surgery, (e) any separate Biomet representatives who were present in the operating room during the implant or revision surgery, and (f) one additional fact witness per side. The depositions will be scheduled in conjunction with a plaintiff's counsel of record, who should expect to represent the plaintiff at the deposition; the PSC may, but isn't required to attend these depositions.

Within 90 days after the activation of Group 3, the Court will confer with the parties regarding management of the remaining cases.

SO ORDERED.

ENTERED: November 28, 2016

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

EXHIBIT A-GROUP 3 CASE LIST

| Case Number | State | Plaintiff | Plaintiff's Counsel |
|--------------------|----------------|-----------------------------------|--|
| 3:13-cv-1371 | Texas | Saenz, Teodoro | Watts Guerra (Ryan L. Thompson) |
| 3:14-cv-1559 | Idaho | Martin, Lawrence | Hepworth, Janis & Kluksdal |
| 3:14-cv-1560 | Texas | Cochran, Jerry | Rick Barrera Law Firm (Richard Barrera) |
| 3:14-cv-1563 | Alaska | Evans, Rodney | Stepovich & Vacura Law Office (Michael A. Stepovich) |
| 3:14-cv-1581 | Florida | Schuberg, Joan | Freedland Harwin Valori (Raymond W. Valori) |
| 3:14-cv-1582 | Illinois | Milligan, Glenn | Larson King LLP (Kelly Leto) |
| 3:14-cv-1583 | Florida | Hagen, Michelle | Freedland Harwin Valori (Raymond W. Valori) |
| 3:14-cv-1650 | South Carolina | McGinn, Christine | William A. Jordan Law Office (William Ashley Jordan) |
| 3:14-cv-1652 | Georgia | Sitton, Robert | William A. Jordan Law Office (William Ashley Jordan) |
| 3:14-cv-1655 | Arizona | White, James & Maria | William A. Jordan Law Office (William Ashley Jordan) |
| 3:14-cv-1675 | Virginia | Crampton-Humphreys, Mary Ann | Mitchell Firm (Thomas W Mitchell) |
| 3:14-cv-1693 | Minnesota | Hamm, John | Larson King LLP (T. Joseph Snodgrass) |
| 3:14-cv-1749 | Tennessee | Walker, Barbara | Moore Rader Fitzpatrick & York PC (Daniel Rader) |
| 3:14-cv-1853 | Arkansas | Booth, Joyce | Smith Stag, L.L.C. (Merritt Cunningham) |
| 3:14-cv-1898 | Florida | Macal, Danniell M. | Terrell Hogan PA (Christopher N. Shakib) |
| 3:14-cv-1946 | Arkansas | Barakat, Mary | Smith Stag, L.L.C. (Merritt Cunningham, Michael Stag) |
| 3:14-cv-1960 | Maryland | Laughlin, Anna | Stein Mitchell Muse Cipollone & Beato LLP (Christopher Mitchell) |
| 3:14-cv-1965 | Florida | Jeffers, Walter Leroy & Elizabeth | Terrell Hogan PA (Christopher N. Shakib) |
| 3:14-cv-1981 | Maryland | Harris, John | The Miller Firm LLC (Peter Miller) |
| 3:14-cv-2002 | North Carolina | Wohlleber, Edward | Campbell & Associates (Clair Campbell) |
| 3:14-cv-2014 | Utah | Stephens, Todd | Robert J. Debry & Associates (Nancy A. Mismash) |
| 3:14-cv-2017 | Utah | Killion, Teri | Robert J. Debry & Associates (Nancy A. Mismash) |
| 3:14-cv-2024 | Florida | Haggin, Lafaye | Kagan Law Firm PL (Elizabeth Kagan) |

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| 3:14-cv-2051 | New York | O'Connor, Matthew | Smith Stag, L.L.C. (Merritt Cunningham, Michael Stag) |
| 3:14-cv-2080 | Ohio | Manos, Rita | Skikos Crawford Skikos & Joseph (Steven J. Skikos) |
| 3:14-cv-2099 | Missouri | Gearon, Ellen & Raymond | House Packard LLC (Aaron Michael House) |
| 3:15-cv-0013 | New Mexico | Zamora, Frances | Carey, Danis & Lowe (Jeffrey J. Lowe) |
| 3:15-cv-0062 | Minnesota | Paganetti, Alfred | Zimmerman Reed (Jacqueline Olson) |
| 3:15-cv-0064 | Colorado | Bland, Sarah | Bachus & Schanker, LLC (J. Kyle Bachus, Brian Bradford) |
| 3:15-cv-0107 | Alabama | Cobbs, Hazel | Fleming, Nolen & Jez, L.L.P. (G. Sean Jez) |
| 3:15-cv-0114 | Texas | Ody, Nancy & Theron | Tom Rhodes Law Firm, PC |
| 3:15-cv-0117 | Washington | Sidlinger, Randie | Bernstein Liebhard |
| 3:15-cv-0120 | Missouri | Smith, Larry | Fleming, Nolen & Jez, L.L.P. (G. Sean Jez) |
| 3:15-cv-0133 | Oklahoma | Garrison, Evelyn | Fuller Tubb Bickford & Krahl PLLC |
| 3:15-cv-0142 | New York | Gluck, Robert | Barasch McGarry Salzman & Penson (Dana Cutting) |
| 3:15-cv-0150 | Montana | Logan, Art | Moulton Bellingham PC (Gerry Fagan) |
| 3:15-cv-0209 | Kentucky | Steely, Jo Anne | Johnson Law Firm (William R. Johnson) |
| 3:15-cv-0216 | Texas | Lewis, Nancy | Tom Rhodes Law Firm (Jesse Rhodes) |
| 3:15-cv-0271 | Ohio | Mack, Marilyn | John T. Murray |
| 3:15-cv-0355 | Alabama | Scott, Pamela | Marsh, Rickard & Bryan PC |
| 3:15-cv-0358 | West Virginia | Soustek, Anthony | Dennis O'Brien |
| 3:15-cv-0367 | Arkansas | Elkins, Hilda | Law Offices of Lisa Douglas (Bobby Dean Davidson) |
| 3:15-cv-0377 | Nebraska | Wiebelhaus, James | Brian Jorde |
| 3:15-cv-0416 | Michigan | Kleinhuizen, Charles | Varnum LLP |
| 3:15-cv-0431 | California | Debaun, Maria | Saunders & Walker |
| 3:15-cv-0470 | New Jersey | Morningstar, Sue Ellen | Oshman & Mirisola LLP |
| 3:15-cv-0490 | Arizona | Herrera, Angel | Oshman & Mirisola LLP |
| 3:15-cv-0575 | Nevada | Rowley, Linda | Harrison Davis Steakley Morrison PC |
| 3:15-cv-0584 | Arkansas | Douglas, Earlene | Stanley Law Firm P.A. |
| 3:15-cv- | Mass. | Brown, Diane | The Law Offices of Jeffrey S Glassman LLC |

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| 3:15-cv-0602 | Georgia | Davis, Juan | Mayer & Harper LLP |
| 3:15-cv-0610 | California | Alexander, Christopher | Law Office of Evan L Ginsburg |
| 3:15-cv-0611 | Kentucky | Matney, Jonathan | Mehr Fairbanks Trial Lawyers, PLLC |
| 3:16-cv-0009 | North Carolina | Mason, Loretta | Cabaniss Law |
| 3:16-cv-0100 | Oklahoma | Briggs, Norma | Miles Law (Erik Miles) |
| 3:16-cv-0101 | Louisiana | Kent, Alvin | Shipman & Wright (James Moore) |
| 3:15-cv-0116 | Minnesota | Taylor, Myrna | Pritzker Olsen (David Szerlag) |
| 3:16-cv-0131 | Nevada | Franks, Rebecca | James R. Christensen P.C. |
| 3:16-cv-0135 | Nevada | Bruton, Janice | Carey, Danis & Lowe (Jeffrey J. Lowe) |
| 3:16-cv-0136 | Missouri | Long, Barbara | Carey, Danis & Lowe (Jeffrey J. Lowe) |
| 3:16-cv-0188 | New York | Avena, Teresa | Rheingold, Valet, Rhiengold, McCartney & Giuffra LLP (David Rheingold) |
| 3:16-cv-0189 | Michigan | Younglove, Barbara | Rheingold, Valet, Rhiengold, McCartney & Giuffra LLP (David Rheingold) |