

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION

IN RE: BIOMET M2a MAGNUM HIP )  
IMPLANT PRODUCTS LIABILITY )  
LITIGATION (MDL 2391) )  
 ) Cause No. 3:12-MD-2391  
 )  
\_\_\_\_\_)  
 )  
This Document Relates to the Cases )  
Listed in the Order )  
\_\_\_\_\_)

ORDER

The Joint Proposed Remand Group 3 List submitted by the Plaintiffs' Steering Committee and Biomet [Doc. No. 3744] omits several cases that appear to meet the qualifications for remand or transfer and that remain active on the court's docket, includes two cases that were reportedly settled, and seeks to transfer four cases to a venue other than the venue the plaintiffs had requested in their complaints.

Accordingly, to avoid delays and promote judicial efficiency:

(1) The parties shall have to and including **January 28, 2019** to show cause, if any, why the following cases shouldn't be included in the list of Group 3 cases to be remanded or transferred, or, alternatively, to inform the court what the proper remand/transfer venue would be:

3:13-CV-129	Haywood et al. v. Biomet, Inc., et al.
3:14-CV-863	Rhodes v. Biomet, Inc., et al.
3:14-CV-984	Bryant et al. v. Biomet, Inc., et al.
3:14-CV-1382	Bourgeois v. Biomet, Inc., et al.

3:14-CV-1508	Brazzel v. Biomet, Inc., et al.
3:14-CV-1712	Cecil v. Biomet, Inc., et al.
3:14-CV-1898	Macal v. Biomet, Inc., et al.
3:14-CV-1965	Jeffers et al v. Biomet, Inc., et al.
3:14-CV-2002	Wohlleber v. Biomet, Inc., et al.
3:15-CV-81	Burton et al. v. Biomet, Inc., et al.
3:15-CV-260	Prather et al. v. Biomet, Inc., et al.
3:15-CV-582	Snyder v. Biomet, Inc., et al.
3:16-CV-42	Martin et al. v. Biomet, Inc., et al.
3:16-CV-271	Stayanoff et al v. Biomet, Inc., et al.
3:16-CV-675	Langan v. Biomet, Inc., et al.
3:16-CV-849	Hengesbaugh v. Biomet, Inc., et al.
3:17-CV-108	Sweet v. Biomet, Inc., et al.
3:17-CV-136	Cels et al. v. Biomet, Inc., et al.
3:17-CV-146	Calhoun v. Biomet, Inc., et al.
3:17-CV-199	Bauer v. Biomet, Inc., et al.
3:17-CV-244	Buhler v. Biomet, Inc., et al.
3:17-CV-273	Laule v. Biomet, Inc., et al.
3:17-CV-280	Davis v. Biomet, Inc., et al.
3:17-CV-295	Webster et al. v. Biomet, Inc., et al.
3:17-CV-300	McClure v. Biomet, Inc., et al.
3:17-CV-610	Gillespie v. Biomet, Inc., et al.
3:17-CV-630	Bruce et al. v. Biomet, Inc., et al.
3:17-CV-746	McNaughton et al. v. Biomet, Inc., et al.
3:17-CV-747	McDaniel v. Biomet, Inc., et al.
3:17-CV-808	Thatcher v. Biomet, Inc., et al.

(2) Directs the parties in the following cases to file a brief joint status report

by **January 28, 2019** indicating whether the case is active or settled:

3:14-CV-1452	Sanders v. Biomet, Inc. et al.
3:15-CV-216	Lewis v. Biomet, Inc. et al.

(3) Gives the plaintiffs in the following cases until **January 28, 2019** to: (a) confirm in writing that they have consented to the venues proposed in the Joint Proposed Remand Group 3 List [Doc. No. 3744], or (b) file an objection to the proposed venue and provide supporting documentation for an alternate venue:

3:13-CV-472 Oswald v. Biomet, Inc. et al.  
3:15-CV-216 Lewis v. Biomet, Inc. et al.  
3:15-CV-296 Meyer v. Biomet, Inc. et al.  
3:17-CV-788 Martin et al. v. Biomet, Inc. et al.

If no timely objection is received, the court will assume that the plaintiffs have consented to the venue proposed in the joint submission.

SO ORDERED.

ENTERED: January 8, 2019

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