

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 All Cases )  
\_\_\_\_\_)

ORDER

By agreement of the parties, cases in which plaintiff's counsel waives his or her attorneys' fees and costs may be exempted from the Amended Holdback Order that was entered on December 7, 2015. The parties joint motion to amend the holdback order to reflect that change [Doc. No. 3834] is GRANTED, and Sections I and IV of the December 7, 2015 order [Doc. No. 3022] are amended by interlineation as follows:

(1) Section I, paragraph 3:

Any cases that are resolved after Monday, December 7, 2015 shall be subject to a provisional six percent (6%) holdback. This Amended Holdback Order does not apply to any cases involving a *pro se* plaintiff or cases for which plaintiff's counsel waives his or her attorneys' fees and costs, which will be addressed on an individual, case-by-case basis. For purposes of clarity, any cases that do not have a Notice of Settlement filed into the individual case's docket on or before December 7, 2015 shall be subject to the six percent (6%) Holdback Order.

(2) Section IV, paragraph 2:

The Amended Holdback Order does not apply to any cases involving a *pro se* plaintiff or cases in which plaintiff's counsel waives

his or her attorneys' fees and costs, which will be addressed on an individual, case-by-case basis.

In all other respects the Amended Holdback Order [Doc. No. 3022] remains in full force and effect.

SO ORDERED.

ENTERED: March 27, 2020

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