

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 RLM  
LITIGATION (MDL 2391) )  
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This Document Relates to All Cases )  
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MEMORANDUM AND ORDER  
FOR JANUARY 9, 2019 STATUS CONFERENCE

A status conference was held in this cause on January 9, 2019. Navan Ward appeared by telephone for the plaintiffs; John Winter and Erin Hanig appeared for the defendants. Topics addressed included the active case count, status of discovery, proposed remands and transfers, pending motions, the status of the motion to enforce settlement in Cause No. 3:16cv466, and whether the stay on non-revision cases [Doc. No. 1117] should be lifted.

The parties advised the court that they will respond to the requests for additional information regarding proposed Remand/Transfer Group 3 [Doc. No. 3747] by January 28, and that most of the cases omitted from the joint list have been settled and will be dismissed; that *Nance et rel. Simpson*, Cause No. 3:16cv466 has settled and will be dismissed, rendering the pending motion to enforce settlement and need for hearing moot; and that non-revision cases will be

included in proposed Discovery Group 8, if plaintiffs' counsel indicate that they wish to proceed.

Following discussion, the court:

(1) DIRECTED Plaintiffs' Lead Counsel Navan Ward to notify the court and counsel for the defendants by **January 23, 2019** whether originating counsel in the two remaining non-revision cases, *Lambdin v. Biomet*, 3:17cv897 and *Jacobs v. Biomet*, 3:18cv655, wish to have the stay entered on December 10, 2013 [Doc. No. 1117] lifted and to proceed with discovery;

(2) CONFIRMED that the proposed list of cases to be included in Discovery Group 8 is due **February 12, 2019**; and

(3) SET the next status conference for **Monday, March 4, 2019, at 1:30 p.m. (E.S.T.)**. A pre-conference meeting with Lead and Liaison Counsel for the plaintiffs and defendants will be conducted at 1:00 p.m. (E.S.T.) on March 4.

SO ORDERED.

ENTERED: January 10, 2019

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