

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

	:	<b>Case No. 1:01-CV-9000</b>
	:	
<b>IN RE: SULZER HIP PROSTHESIS</b>	:	<b>(MDL Docket No. 1401)</b>
<b>AND KNEE PROSTHESIS</b>	:	
<b>LIABILITY LITIGATION</b>	:	<b>JUDGE O'MALLEY</b>
	:	
	:	<b>MEMORANDUM AND ORDER</b>
	:	

In the Court's Case Management Plan, the Court invited applications from attorneys representing class members in state court actions to participate in discovery in this case. The Court stated that, "[f]rom these applications, the Court shall appoint a seven-member committee to assist in and/or monitor the discovery process of MDL-1401." Case Management Plan at 3. This Committee would be known as the Special State Counsel Committee ("SSCC").

The Court has received separate applications from the following attorneys (listed in no particular order).

Chad Roberts \*  
Spohrer Wilner Maxwell & Matthews, PA  
(Florida)

Morris Bart, III \*  
Morris Bart, PLC  
(Louisiana)

Lee Squitieri  
Stephen Fearon, Jr.  
Squitieri & Fearon, LLP  
(New York)

Chafica Singha  
Alley & Ingram  
(Florida)

Finally, a number of attorneys submitted a group application, asking that they all be appointed together. This group added, however, that they did “not mean to suggest that we come as a team or not at all, as we recognize the Court’s prerogative to determine the composition of the [SSCC].” The group includes:

Perry Weitz \*  
Weitz & Luxenberg  
(New York)

Ed Blizzard \*  
Blizzard & McCarthy  
(Texas)

J. Graham Hill \*  
(Texas)

Zona Jones \*  
Provost Umphrey Law Firm  
(Texas)

Scott Nabers \*  
Helm Pletcher Bowen & Saunders, LLP  
(Texas)

Ramon Lopez \*  
Lopez Hodes Restaino Milman Skikos & Polos  
(California)

Mark Robinson, Jr.<sup>1</sup> \*  
Robinson Calcagnie & Robinson  
(California)

Richard Heimann  
Lieff Cabraser Heimann & Bernstein, LLP  
(California)

Having reviewed these applications, the Court hereby appoints those attorneys who have an asterisk next to their name as members of the SSCC (which, accordingly, will have nine members).

**IT IS SO ORDERED.**

**s/Kathleen M. O'Malley**  
**KATHLEEN McDONALD O'MALLEY**  
**UNITED STATES DISTRICT JUDGE**

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<sup>1</sup> Mr. Robinson, whom the Court previously appointed to the Plaintiffs Steering Committee ("PSC"), requests he be permitted to withdraw from the PSC and instead participate as a member of the SSCC.