

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION**

)	CAUSE NO. 3:12-md-02391-RLM-CAN
In re BIOMET M2A MANGUM HIP)	(MDL-2391)
IMPLANT PRODUCTS LIABILITY)	
LITIGATION)	THIS DOCUMENT RELATES TO:
)	ALL CASES

JOINT STATUS REPORT- JULY 23, 2014

The parties jointly submit this status report regarding the implementation of the Settlement Agreement.

1. Case Numbers and Plaintiff Fact Sheets ("PFS")
 - Total MDL cases pending in this Court as of July 21, 2014: 2340.
 - Biomet received 1,124 materially complete PFSs between January 1, 2014 and the June 13, 2014 deadline, 152 of these PFSs were for non-revision cases.
 - Biomet has notified counsel of record of what Biomet believes are materially deficient PFSs in all cases as of July 14, 2014.
 - Biomet continues to receive and analyze cure information submitted for materially deficient PFSs filed on or after June 13, 2014, and Biomet will begin to move to dismiss cases in which Plaintiffs have failed to cure deficient PFSs after 30-days notice.
 - Biomet is providing notice to individual plaintiff's counsel in cases where no PFS has been received, and Biomet will begin to move to dismiss cases in which no PFS is received after 30-days notice.

2. Group 1 and Group II Cases
 - Number of Group 1 cases as of July 21, 2014: 513
 - Number of Group 2 cases as of July 21, 2014: 972

3. Non-Revision Cases
 - Biomet continues to identify non-revision cases, provide written notice of non-revision status to counsel, and move to stay cases in which it has not received proof of a revision surgery as required.

- Number of cases on the Court's non-revision list as of July 21, 2014: 513.
4. Statute of Limitations Cases
 - Biomet continues to provide notice of potentially time-barred cases to the PSC.
 - Number of cases Biomet believes are potentially time-barred as of July 21, 2014: 455.
 5. Other Settlement Category 2 Cases
 - Biomet will provide notice to the PSC of the Group 2 cases that it believes are Category 2 cases on or about July 25, 2014.
 6. Case Categorization, Enhancements and Contested Cases
 - Group 2 plaintiffs are going to provide Biomet with their case categorizations on August 8, 2014.
 - Biomet will notify plaintiffs of its objections to any of plaintiffs' Group 2 case categorizations on September 5, 2014.
 - Group 2 plaintiffs are going to provide Biomet with their list of possible enhanced compensation cases on September 12, 2014.
 - Biomet is going to notify plaintiffs of all the Group 2 cases it is going to contest pursuant to section 3(b) of the Settlement Agreement on September 19, 2014.
 7. Mediation of Cases
 - The parties estimate that more than 250 Group 1 cases will be mediated pursuant to Section 3 of the Settlement Agreement.
 - The parties cannot estimate at this time how many Group 2 cases will be mediated pursuant to Section 3 of the Settlement Agreement.
 8. Pending Motions
 - Biomet has a motion to stay non-revision plaintiffs Susie May Johnson and Sharon Bennett pending in *Hilliard* (3:14-cv-1685).
 - There are two Biomet motions to dismiss for failure to submit a materially complete PFS pending in *Keys* (3:14-cv-393) and *Lee* (3:13-cv-1323).
 - There are eight Plaintiffs' motions to lift non-revision stays pending in *Simon* (3:14-cv-1476); *Robinson* (3:14-cv-736); *Lee* (3:14-cv-1027); *Roberts* (3:13-cv-847); *DeJesus* (3:14-cv-1071); *Johnson* (3:14-cv-937); *Kveder* (3:14-cv-1263), and *Richmond* (3:14-cv-93).
 - Plaintiff's motion to remand is pending in *Moody* (3:14-cv-1529). All other pending motions to remand have been stayed.
 9. MDL Pipeline
 - As of July 21, 2014, there were 6 cases awaiting transfer from the MDL Panel to this Court.
 - As of July 21, 2014, there were no cases removed and/or tagged for transfer to the MDL Panel.

Dated: July 23, 2014

Plaintiffs' Lead Counsel	Defendants' Lead and Liaison Counsel
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