
ANAPOLWEISS

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December 9, 2015

The Honorable Robert Miller
United States District Court Northern District of Indiana

Re: **In Re: Biomet M2a Magnum Hip Implant Products Liability Litigation, MDL 2391**

Dear Judge Miller:

Please allow this letter brief to act as a more formal Motion. Consistent with the Court's August 26, 2015 Order Re: Common Benefit Fees and Expenses, attached hereto, wherein you approved the reimbursement of certain Common Benefit Expenses to PSC I, Your Honor specifically directed that PSC I to provided PSC II with \$25,000 from the Common Benefit Account for the purposes of transitioning leadership from PSC I to PSC II. Following that instruction, Tom Anapol directly forwarded \$25,000 from PSC I's CB account to PSC II. As it turns out, the Garretson Resolution Group (GRG), the Court Appointed Escrow Agent also withheld but did not distribute \$25,000 from the Common Benefit Expense Account. As PSC II has already received the \$25,000 Common Benefit funds from PSC I directly, GRG and PSC I leadership is requesting that GRG be permitted to reimburse PSC I the withheld \$25,000 from the Common Benefit Expense Account.

Please advise if you need any greater detail regarding this request. Thank you for your attention to this matter.

Respectfully,



THOMAS R. ANAPOL
SYLVIUS VON SAUCKEN
ROBERT T. DASSOW

TRA:eba
cc: Brenda Fulmer
Navan Ward