

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
LITIGATION (MDL 2391))
)
)

This Document Relates to All Cases)

)

MEMORANDUM AND ORDER
FOR DECEMBER 15, 2016 STATUS CONFERENCE

Brenda Fulmer and Ahmed Diab, appeared by phone for the plaintiffs; John Winter, John LaDue, and Erin Linder Hanig appeared by phone for the defendants. Topics addressed included the active case count, status of discovery, additions to Group 3, management of the remaining metal-on-polyethylene cases, and pending motions.

Following discussion, the court:

(1) DIRECTED the parties to file motions to extend the discovery deadline in any Group 2 case in which they weren't able to complete the deposition of plaintiff's physician;

(2) GRANTED the parties' joint request to add *McAbee et al. v. Biomet, Inc. et al.*, 3:14-cv-2035 and *Hippe et al. v. Biomet Orthopedics, LLC et al.*, 3:15-cv-90 to Group 3 for case-specific discovery purposes;

(3) ADVISED the parties that it will issue a *Lone Pine* order in the five remaining metal-on-polyethylene cases, per their agreement;

(4) ADVISED the parties that it intends to rule on the pending summary judgment motions in the statute of limitations and spoliation cases without oral argument; and

(5) SET the next status conference for **February 27, 2017 at 9:30 a.m. (E.S.T)**, and a pre-conference meeting with counsel at 9:00 a.m.

SO ORDERED.

ENTERED: December 15, 2016

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