

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: STRYKER LFIT V40 FEMORAL HEAD *
PRODUCTS LIABILITY LITIGATION *

MDL No. 17-md-2768-IT

This Document Relates To: *

All Cases *

MDL Order No. 9

(Nominations and Applications for Leadership Positions for Plaintiffs' Counsel)

June 9, 2017

TALWANI, D.J.

This order sets forth the nomination and application process for positions described in MDL Order No. 8 (Leadership Structure for Plaintiffs' Counsel) [#156].

1. Leadership Nominations – Plaintiffs' counsel are encouraged to seek consensus on nominations for individual counsel to fill the leadership positions, and agreed-upon nominations will be accorded significant weight in the court's selection. All nominees shall be counsel of record in one or more of the coordinated actions and shall have a notice of appearance filed on the master MDL docket. Criteria for selection include: (1) the willingness and ability to commit to a time-consuming process; (2) a commitment to the fair representation of the interests of the Plaintiffs in the coordinated actions; (3) the ability to work cooperatively with others; (4) professional experience with this type of litigation; and (5) access to sufficient resources to advance the litigation in a timely manner. Nominations shall be filed on the master MDL docket no later than June 16, 2017.

2. Leadership Applications – Each counsel nominated for a leadership position(s) who wishes to be considered for that position(s) shall submit an application identifying the

position(s) for which the applicant has been nominated, and including the applicant's resume or curriculum vitae, educational background, licensing status, the applicant's certification that he or she is in good standing in each jurisdiction in which he or she has been admitted to practice, a short list of relevant experience with cases in similar areas, and for at least one such case, the name and contact information of co-counsel and opposing counsel, and the name of the judge presiding over the case. Applications should also identify each of the coordinated actions in which he or she is counsel of record, and shall set forth attorney fee proposals, rates, and percentages that applicants expect to seek if the litigation succeeds in creating a common fund. Applications should not be filed on the docket, but instead should be submitted no later than June 23, 2017, by e-mail to the courtroom clerk at gail_macdonald@mad.uscourts.gov.

IT IS SO ORDERED.

Date: June 9, 2017

/s/ Indira Talwani
United States District Judge