

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE: STRYKER LFIT V40 FEMORAL HEAD  
PRODUCTS LIABILITY LITIGATION

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MDL No. 17-md-2768-IT

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This Document Relates To:

All Cases

Amended MDL Order No. 1  
(General Provisions)

January 19, 2017

TALWANI, D.J.

1. This Order shall govern the practice and procedure in those actions transferred to this court by the Judicial Panel on Multidistrict Litigation pursuant to its order of April 5, 2017, in MDL No. 2768,<sup>1</sup> and any tag-along actions transferred by the Panel after that date, and any related actions previously assigned to this court. This court will decide the applicability of this Order to any case filed in the District of Massachusetts as a related case on motion of any party in any such case.

2. The actions subject to this Order are coordinated for pretrial purposes. All pleadings and other papers in each of the coordinated actions shall be filed in the District of Massachusetts as detailed below, and not with the transferor court.

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<sup>1</sup> In the Transfer Order, the Judicial Panel on Multidistrict Litigation ordered the change of the caption of the multidistrict litigation from “In re: Stryker Orthopaedics LFIT V40 Femoral Head Products Liability Litigation” to “In re: Stryker LFIT V40 Femoral Head Products Liability Litigation.” Transfer Order [#2], at 3.

3. An MDL master file and docket has been established under Docket No. 17-md-2768-IT. Each action transferred to this court will also be assigned a new District of Massachusetts civil action number.

4. Short form complaints and service of process must be filed in the individual docket, but do not need to be filed in the Master Docket. Short form complaints and other documents filed in the individual case shall include the individual case number and the following caption:

<b>IN RE: STRYKER LFIT V40 FEMORAL HEAD PRODUCTS LIABILITY LITIGATION</b>	*	
_____	*	<b>MDL No. 17-md-2768-IT</b>
<b>This Document Relates To:</b>	*	<b>[Individual Case Number]</b>
	*	
<b>PLAINTIFF NAME(S),</b>	*	
	*	
<b>Plaintiff(s)</b>	*	
	*	
<b>v.</b>	*	
	*	
<b>HOWMEDICA OSTEONICS CORP.,</b>	*	
	*	
<b>Defendant.</b>	*	

5. Counsel shall file pleadings and other papers which concern the entire MDL in the Master Docket and need not file them in the individual docket. The caption of these pleadings and other papers shall include the MDL docket number and the following caption:

<b>IN RE: STRYKER LFIT V40 FEMORAL HEAD PRODUCTS LIABILITY LITIGATION</b>	*	
_____	*	<b>MDL No. 17-md-2768-IT</b>
<b>This Document Relates To:</b>	*	
	*	
<b>All Cases</b>	*	
	*	

6. Counsel shall file the following documents in both the individual docket as well as the Master docket:

- Any dispositive motion in an individual case, whether stipulated or otherwise;
- Any motion to exclude an expert witness and any order regarding the same;
- Notice of Appearance or Motion to Withdraw as an Attorney

7. Counsel shall provide courtesy copies to the District Court Clerk's Office only as required in this court's Standing Order Regarding Motion Practice.

8. This Order shall be filed and docketed on the Master Docket and the docket of each of the individual cases coordinated under the Master Docket Number, at present and hereafter.

9. Any orders, other than orders setting deadlines previously entered by this or any transferor District Court, shall remain in full force and effect unless modified by this court upon motion.

IT IS SO ORDERED.

Date: January 19, 2017

/s/ Indira Talwani  
United States District Judge