

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**



**IN RE: SMITH & NEPHEW BIRMINGHAM HIP
RESURFACING (BHR) HIP IMPLANT
PRODUCTS LIABILITY LITIGATION**

MDL No. 2775

(SEE ATTACHED SCHEDULE)

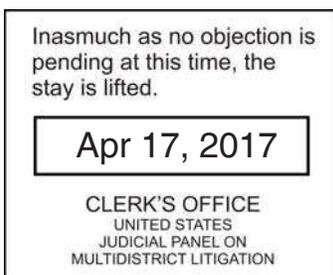
CONDITIONAL TRANSFER ORDER (CTO -1)

On April 5, 2017, the Panel transferred 21 civil action(s) to the United States District Court for the District of Maryland for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* _F.Supp.3d_ (J.P.M.L. 2017). Since that time, no additional action(s) have been transferred to the District of Maryland. With the consent of that court, all such actions have been assigned to the Honorable Catherine C. Blake.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Maryland and assigned to Judge Blake.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the District of Maryland for the reasons stated in the order of April 5, 2017, and, with the consent of that court, assigned to the Honorable Catherine C. Blake.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Maryland. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.



FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

I hereby attest and certify on April 17, 2017 that the foregoing document is a full copy of the originals on file in my office and in my legal custody.


 FELICIA C. CANNON
 CLERK, U.S. DISTRICT COURT
 DISTRICT OF MARYLAND
 By _____ Deputy

**IN RE: SMITH & NEPHEW BIRMINGHAM HIP
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SCHEDULE CTO-1 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
ALABAMA MIDDLE			
ALM	2	17-00106	Walker v. Smith & Nephew, Inc. CCB-17-1036
ALABAMA NORTHERN			
ALN	4	17-00243	Cleveland v. Smith & Nephew Inc CCB-17- 1037
CALIFORNIA EASTERN			
CAE	2	17-00284	Berg v. Smith & Nephew, Inc. CCB-17-1038
CALIFORNIA SOUTHERN			
CAS	3	17-00416	Graham v. Smith & Nephew, Inc. CCB-17-1039
COLORADO			
CO	1	17-00334	Viner v. Smith & Nephew Inc. CCB-17-1040
DELAWARE			
DE	1	16-00712	Bertoch v. Smith & Nephew CCB-17-1041
ILLINOIS CENTRAL			
ILC	1	17-01126	Barksdale et al v. Smith & Nephew Inc CCB-17-1042
MISSOURI WESTERN			
MOW	5	17-06015	Morgan v. Smith & Nephew, Inc. CCB-17-1043
NEW YORK NORTHERN			
NYN	1	17-00164	Bettters v. Smith & Nephew, Inc. CCB-17-1044
NORTH CAROLINA EASTERN			

NCE 7 17-00035 Tatosian et al v. Smith & Nephew, Inc. CCB-17-1045

TEXAS SOUTHERN

TXS 2 17-00081 Bogk v Smith & Nephew, Inc. CCB-17-1046