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7 Attorneys for Defendants  
DEPUY ORTHOPAEDICS, INC., JOHNSON &  
8 JOHNSON SERVICES, INC., JOHNSON &  
JOHNSON (erroneously sued as "Johnson &  
9 Johnson, Inc."), and DEPUY  
INTERNATIONAL LIMITED (erroneously sued  
10 as "DePuy International, Ltd.")

11 **UNITED STATES DISTRICT COURT**

12 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

14 DENNIS J. HERMAN,  
15 Plaintiff,  
16 vs.

17 DEPUY ORTHOPAEDICS, INC., JOHNSON  
& JOHNSON SERVICES, INC., JOHNSON  
& JOHNSON, INC., DEPUY  
INTERNATIONAL, LTD., THOMAS P.  
19 SCHMALZRIED, M.D., THOMAS P.  
SCHMALZRIED, M.D. A PROFESSIONAL  
20 CORPORATION; and DOES 1 through 20,  
inclusive,

21 Defendants.

CASE NO. CV12-03887-EMC

**[PROPOSED] ORDER RE STIPULATION  
TO STAY PROCEEDINGS  
AND RESETTING CMC**

23  
24 Upon consideration of the Stipulation to Stay Proceedings submitted by Plaintiff DENNIS  
25 J. HERMAN and Defendants DEPUY ORTHOPAEDICS, INC., JOHNSON & JOHNSON  
26 SERVICES, INC., JOHNSON & JOHNSON (erroneously sued as Johnson & Johnson, Inc."), and  
27 DEPUY INTERNATIONAL LIMITED (erroneously sued as DePuy International, Ltd.")  
28 (hereafter collectively "the Parties"); upon consideration of all documents, files, and pleadings in

1 this action; and upon good cause shown, it is hereby ORDERED that:

2       1. The Parties' request for a stay of proceedings is GRANTED;

3       2. All proceedings in this action are hereby stayed, pending a decision by the Judicial

4           Panel on Multidistrict Litigation on whether this case should be transferred to *In re*

5           *DePuy Orthopaedics, Inc. Pinnacle Hip Implant Products Liability Litigation*,

6           MDL Docket No. 2244.

7       3. All deadlines, including any deadlines relating to a potential remand motion and

8           any outstanding responsive pleading, are extended pending entry of a Scheduling

9           Order in the MDL court addressing the sequencing and processing of future remand

10           motions.

11 PURSUANT TO STIPULATION, IT IS SO ORDERED. The CMC is reset from 10/26/12  
12 to 4/5/13 at 9:00 a.m.

13 Dated: 7/31, 2012

14 Hon. Edward M. Chen

