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IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

GREGORY K. TUCKER and REBECCA TUCKER,

Plaintiffs,

vs.

WRIGHT MEDICAL TECHNOLOGY, INC., and DOES 1 through 100, inclusive,

Defendants.

Case No. 3:15-CV-03930-HSG

ORDER REGARDING STIPULATED PARTIAL DISMISSAL WITH PREJUDICE

Complaint Filed: July 23, 2015
Trial Date: November 14, 2016

ORDER REGARDING STIPULATED PARTIAL DISMISSAL WITH PREJUDICE

The Court, having considered the Joint Stipulation of Partial Dismissal with Prejudice filed concurrently hererin, **HEREBY ORDERS AS FOLLOWS:**


1. Any and all of Plaintiffs' claims premised upon a theory of failure to warn or manufacturing defect, whether sounding in negligence or strict products liability, including Causes of Action 1 and 3 of their Complaint, are hereby dismissed with prejudice;

2. Wright Medical Technology Inc.'s Motion for Partial Summary Judgment (Docket Number 46) is dismissed as moot; and

3. Each party will bear its own attorneys' fees and costs with respect to the claims dismissed herein.

IT IS SO ORDERED.

Dated: August 9, 2016

By: 
Hon. Haywood S. Gilliam, Jr.
United States District Court