

U. S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

Landry, et al

Civil Action No. 6:16-cv-00192

versus

Judge Rebecca F. Doherty

NuVasive Inc., et al

Magistrate Judge Carol B. Whitehurst

JUDGMENT

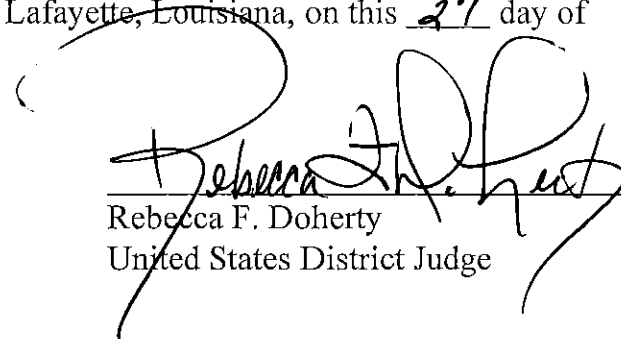
For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Plaintiffs' oral motion to amend is **GRANTED**.

IT IS FURTHERED ORDERED that NuVasive Inc.'s Motion To Dismiss is **GRANTED IN PART** and Plaintiffs' Claims (3) and (4) are **DISMISSED WITH PREJUDICE**, and **DENIED IN PART WITHOUT PREJUDICE** as to Plaintiffs' Claims (1) and (2), to the right of NuVasive to re-urge the Motion, if appropriate.

IT IS FURTHERED ORDERED that not later than twenty-one (21) days from the date of the entry of this Judgment, Plaintiffs shall file their amended Complaint.

THUS DONE AND SIGNED in Lafayette, Louisiana, on this 27 day of October, 2016.


Rebecca F. Doherty
United States District Judge