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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

DAVID SCHMIDT,

Plaintiff,

vs.

C.R. BARD, INC., *et al.*,

Defendants.

2:11-CV-00978-PMP-PAL

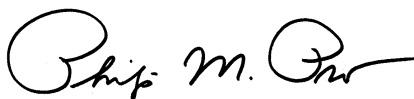
ORDER

Before the Court for consideration is Defendants' fully briefed Motion for Summary Judgment, or in the Alternative, Partial Summary Judgment (Doc. #37) file January 27, 2012.

Because the Court finds genuine issues of material fact exist as to whether Plaintiff knew, or should have discovered the facts giving rise to his claims in this case,

IT IS ORDERED that Defendants' Motion for Summary Judgment (Doc. #37) is **DENIED**.

DATED: March 5, 2012.



PHILIP M. PRO
United States District Judge