

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NILS JOHANNESSEN	:	
	:	CIVIL ACTION
v.	:	
	:	NO. 04-3791
SULZER MEDICA USA, INC., ET AL.	:	

**ORDER**

AND NOW, this 20<sup>th</sup> day of May, 2009, upon consideration of the Motion of Defendants Sulzer Medica, Inc., Centerpulse, Inc., and Zimmer Holdings, Inc., for Summary Judgment (Doc. No. 46) and Plaintiff Nils Johannessen's Memorandum of Law in Opposition to Zimmer's Motion for Summary Judgment and in Support of his Motion for Partial Summary Judgment Against Zimmer Holdings, Inc., Sulzer Medica USA, Inc., and Centerpulse USA, Inc. (Doc. No. 47), and all documents submitted in support thereof and in opposition thereto, it is ORDERED as follows:

1. Defendants' Motion for Summary Judgment (Doc. No. 46) is GRANTED.
2. Plaintiff's Motion for Partial Summary Judgment (Doc. No. 47) is DENIED.
3. The Second Amended Complaint (Doc. No. 37) is DISMISSED.

IT IS SO ORDERED.

BY THE COURT:




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R. Barclay Surrick, J.