

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

FILED

Dec 01, 2011

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

**IN RE: DEPUY ORTHOPAEDICS, INC.,
PINNACLE HIP IMPLANT PRODUCTS
LIABILITY LITIGATION**

MDL No. 2244

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-40)

On May 23, 2011, the Panel transferred 3 civil action(s) to the United States District Court for the Northern District of Texas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 787 F.Supp.2d 1358 (J.P.M.L. 2011). Since that time, 201 additional action(s) have been transferred to the Northern District of Texas. With the consent of that court, all such actions have been assigned to the Honorable James Edgar Kinkeade.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Texas and assigned to Judge Kinkeade.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Northern District of Texas for the reasons stated in the order of May 23, 2011, and, with the consent of that court, assigned to the Honorable James Edgar Kinkeade.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Texas. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

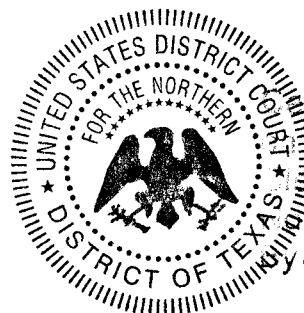
Nov 30, 2011

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel



certified a true copy of an instrument
filed in my office on 12/1/11

Clerk, U.S. District Court,
Northern District of Texas

Deputy

**IN RE: DEPUY ORTHOPAEDICS, INC.,
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LIABILITY LITIGATION**

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SCHEDULE CTO-40 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
CALIFORNIA CENTRAL			
CAC	2	11-09189	Kurt Myers v. DePuy Orthopaedics Inc et al
CALIFORNIA EASTERN			
CAE	2	11-02865	Nunn v DuPuy Orthopaedics, Inc. et al
CONNECTICUT			
CT	3	11-01690	O'Keefe v. Depuy Orthopaedics, Inc. et al
CT	3	11-01691	Mondani v. Depuy Orthopaedics, Inc. et al
CT	3	11-01692	Mohyde v. Depuy Orthopaedics, Inc. et al
CT	3	11-01693	Schaffer v. Depuy Orthopaedics, Inc. et al
CT	3	11-01694	Antos v. Depuy Orthopaedics, Inc. et al
CT	3	11-01695	Rutty v. Depuy Orthopaedics, Inc. et al
CT	3	11-01697	Shook v. Depuy Orthopaedics, Inc. et al
KENTUCKY EASTERN			
KYE	6	11-00313	Jackson et al v. DePuy Orthopaedics, Inc. et al
LOUISIANA WESTERN			
LAW	2	11-01916	Pattum et al v. Depuy Orthopaedics Inc et al
MISSOURI EASTERN			
MOE	4	11-01912	Wilson v. DePuy Orthopaedics, Inc. et al