

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

GUY D. DALEY, STARLYNN DALEY,
DANA HEAL, SHARON HEAL, ROBERT
NIELSEN, and DEBRA NIELSEN,

Plaintiffs,

and

MEDICARE, WISCONSIN PIPE TRADES
HEALTH FUND, UNITED HEALTH CARE
CONTINENTAL, and WEA TRUST

Involuntary Plaintiffs,

v.

PORTLAND ORTHOPAEDICS LIMITED,
PORTLAND ORTHOPAEDICS INC.,
SYMMETRY MEDICAL INC., MIPRO
ORTHO PTE LTD, METALICITY LIMITED,
PLUS ORTHOPAEDICS INC., PLUS
ORTHO PAEDIC HOLDING AG, SMITH &
NEPHEW INC., SMITH & NEPHEW PLC,
ORCHID ORTHOPEDIC SOLUTIONS
LLC, MAXX HEALTH INC., MAXX
ORTHOPEDICS INC., MIPRO US INC.,
PLUS ORTHOPAEDICS LLC, and JOHN
DOE CORPORATIONS 1-50,

Defendants.

Case No. 17-CV-1315-JPS

ORDER

On March 1, 2018, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), this Court adopted a stipulation of dismissal as to Defendant Orchid Orthopedic Solutions, LLC ("Orchid") (Docket #32), and dismissed without prejudice all of Plaintiffs' claims against Orchid, with each party to bear its own costs (Docket #34).

On November 15, 2018, Plaintiffs Guy D. Daley, Starlynn Daley, Dana Heal, Sharon Heal, Robert Nielsen, and Debra Nielsen entered into a new stipulation of dismissal as to Orchid, this time with prejudice. (Docket #145).

Accordingly,

IT IS ORDERED that the Court's March 1, 2018 order dismissing Defendant Orchid Orthopedic Solutions, LLC without prejudice (Docket #34) be and the same is hereby **AMENDED** as provided herein; and

IT IS FURTHER ORDERED that the parties' stipulation of dismissal as to Defendant Orchid Orthopedic Solutions, LLC (Docket #145) be and the same is hereby **ADOPTED**; all of Plaintiffs' claims against Orchid Orthopedic Solutions, LLC be and the same are hereby **DISMISSED with prejudice**, each party to bear its own costs.

Dated at Milwaukee, Wisconsin, this 3rd day of December, 2018.

BY THE COURT:



J. P. Stadtmueller
U.S. District Judge