

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

IN RE: STRYKER REJUVENATE AND  
ABG II HIP IMPLANT PRODUCTS  
LIABILITY LITIGATION

MDL No. 13-2441 (DWF/FLN)

**PRETRIAL ORDER NO. 39**

This Document Relates to All Actions

**ORDER ESTABLISHING QUALIFIED  
SETTLEMENT FUND FOR THE  
SETTLEMENT PROGRAM AND  
APPOINTING QSF ADMINISTRATOR**

Pursuant to the Motion to Establish Qualified Settlement Fund and to Appoint QSF Administrator (the “Motion”) (Doc. No. [953]) agreed upon by the parties, and for good cause shown, the Court hereby enters the following Order establishing a Qualified Settlement Fund and appointing a QSF Administrator and related matters:

1. A QSF Award Account is hereby established as a Qualified Settlement Fund within the meaning of Treasury Regulation Section 1.468B-1;
2. Providio MediSolutions LLC (“Providio”), is hereby appointed as the QSF Administrator of the QSF (the “QSF Administrator”), pursuant to the terms, conditions and restrictions of this Motion, the terms of the MSA, and the QSF Agreement, and is hereby granted the authority to conduct any and all activities necessary to administer this QSF Award Account as described in this Motion, the MSA, and the QSF Agreement;
3. Providio is authorized as the QSF Administrator to effect qualified assignments of any resulting structured settlement liability or similar vehicle within the meaning of Section 130(c) of the Internal Revenue Code to the qualified assignee;

4. Providio is authorized as the QSF Administrator to segregate settlement funds into sub accounts as described in paragraph 7 of this Motion, to distribute funds to the relevant parties as described in paragraph 9 of this Motion, to distribute funds from the Common Benefit Accounts as described in paragraph 10 of this Motion, and to invest the funds as set forth in paragraphs 12 and 13 of this Motion;

5. Providio is authorized as the QSF Administrator to hold back funds, as described in paragraph and 8 of this Motion, for payment to government and private health plans as applicable;

6. Providio is authorized as the QSF Administrator to make distributions of the settlement proceeds as set forth in this Motion, the MSA, and the QSF Agreement;

7. Providio is authorized as the QSF Administrator, upon final distribution of all monies paid into the QSF Award Account, to take appropriate steps to wind down the QSF Award Account and thereafter discharging the QSF Administrator from any further responsibility with respect to the QSF Award Account; and

8. Providio is authorized as the QSF Administrator to deposit the settlement funds in Huntington Bank to be held and invested as set forth herein.

Dated: August 30, 2017

s/Donovan W. Frank  
DONOVAN W. FRANK  
United States District Judge