

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

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

MDL No. 13-2441 (DWF/BRT)

This Document Relates to:

DORIS HUGHES

Plaintiff,

v. Civil No. 18-3071 (DWF/BRT)

HOWMEDICA OSTEONICS CORP., d/b/a
STRYKER ORTHOPAEDICS, STRYKER
CORP., STRYKER SALES
CORPORATION and STRYKER IRELAND
LIMITED,

Defendants.

ORDER

Pending before the Court are motions to reconsider the Court's prior April 16, 2020 Order of Dismissal, and to reinstate the complaint in the *Doris Hughes v. Howmedica Osteonics Corp., d/b/a Stryker Orthopaedics, Stryker Corp., Stryker Sales Corporation and Stryker Ireland Limited* above captioned matter. (Civil No. 18-3071 (DWF/BRT), Doc. Nos. [52 - 54]; MDL No. 13-2441 (DWF/BRT), Doc. Nos. [1755 - 1757]). Having reviewed the submissions and the history of this matter,

IT IS HEREBY ORDERED that:

1. The motion to reconsider the Court's April 16, 2020 Order of Dismissal is **DENIED**;

2. The motion to reinstate the complaint of the decedent filed by non-party Johnnie Stevenson, Jr. is **DENIED WITHOUT PREJUDICE**;

3. Should Johnnie Stevenson, Jr. seek to re-file the motion to reinstate the complaint then he must first provide the following documents and information within thirty (30) days of this Order to the Court as set forth herein:

(a) Official Certificate of Death for decedent Doris Hughes; *and*

(b) Complete and accurate product identification documentation, including copies of implant labeling from decedent Doris Hughes' alleged implant surgery, which establish that decedent was implanted with an Affected Product involved in this multidistrict litigation; *and*

(c) Complete medical records reflecting decedent Doris Hughes' planned revision surgery, as referenced in Mr. Stevenson's prior filings; *and*

(d) *Documentary proof* that Mr. Johnnie Stevenson, Jr. is the court appointed representative of decedent Doris Hughes' legal estate with authority to act on behalf of the decedent's estate;

4. The required documentation and records identified above in 3 (a) through (d) shall be provided to the Honorable Donovan W. Frank, c/o Clerk of Court, United States District Court, District of Minnesota, Suite 100, 316 North Robert Street, St. Paul, Minnesota, 55101 within thirty (30) days of this Order; and

5. Assuming that the required documentation and records set forth herein are timely served then following review of same, the Court shall issue a further order

addressing this matter. If the required documentation is not timely or fully provided then the matter shall remain closed.

Dated: May 13, 2020

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