

**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:

ELAINE MAGNESS and JOHN MAGNESS,

Plaintiffs,

v. Civil No. 16-3239 (DWF/BRT)

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

Defendants.

**ORDER**

Pending before the Court is Plaintiffs' Motion to Reopen Case and Amend Complaint (the "Motion") in the above-captioned matter (Civil No. 16-3239 (DWF/BRT), Doc. No. [10]; MDL No. 13-2441 (DWF/BRT), Doc. No. [1825]). Having reviewed the Defendant's response to the Motion (Civil No. 16-3239 (DWF/BRT), Doc. No. 11; MDL No. 13-2441 (DWF/BRT), Doc. No. 1901) and the history of this matter,

**IT IS HEREBY ORDERED** that:

1. The Motion is **DENIED WITHOUT PREJUDICE** because Plaintiffs have enrolled in the September 2020 settlement program; and

2. Should Plaintiffs' enrolled claim in the September 2020 settlement program be determined ineligible, Plaintiffs may then move to reopen the instant case and file an amended complaint.

Dated: January 6, 2021

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