

**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:

PETER NELSON,

Plaintiff,

v. Civil No. 14-5074 (DWF/BRT)

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

Defendants.

ORDER

In further management of its docket, the Court entered Pretrial Order No. 42 (“PTO #42”) (MDL No. 13-2441 (DWF/BRT), (Doc. No. [1394])) establishing certain mandatory tolling election response obligations on the part of Unrevised Plaintiffs in this multidistrict litigation. It has come to the Court’s attention through counsel that Plaintiff Peter Nelson in the above captioned matter has not responded to his current counsel’s request for response pursuant to PTO #42.

ACCORDINGLY, IT IS HEREBY ORDERED that:

The following notice is issued to Plaintiff in the above *Peter Nelson v. Howmedica Osteonics Corp., d/b/a Stryker Orthopaedics, Stryker Corp., Stryker Sales Corporation and Stryker Ireland Limited* matter (MDL No. 13-2441 (DWF/BRT); Civil No. 14-5074):

1. Plaintiff Peter Nelson himself is required to provide the following to the Court within 14 days of this Order (to be communicated through his current counsel): A written statement indicating whether Plaintiff objects or consents to the dismissal of his case.

2. If no timely response to this Order is received within 14 days, then current counsel for Plaintiff will be permitted to withdraw and the *Peter Nelson v. Howmedica Osteonics Corp., d/b/a Stryker Orthopaedics, Stryker Corp., Stryker Sales Corporation and Stryker Ireland Limited* matter (MDL No. 13-2441 (DWF/BRT); Civil No. 14-5074) will be **DISMISSED** in its entirety **WITHOUT PREJUDICE**, without further notice.

3. If Plaintiff Peter Nelson timely files an objection to the dismissal of the matter then he is required to substantively confer with his current counsel regarding the status of his claims and the mandatory response obligations of PTO #42, and counsel shall then immediately report back to the Court and lead counsel for the parties on the outcome of the conference.

Dated: July 15, 2022

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