## 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)

This Document Relates to All Actions

PRETRIAL ORDER NO. 7

In the interests of efficiency and judicial economy, Defendants Howmedica Osteonics Corp ("HOC"), Stryker Corporation and Stryker Sales Corporation have agreed to accept service of process via e-mail for Plaintiffs' Summons and Complaints in actions filed in MDL No. 13-2441 pursuant to this Court's Direct Filing Order (PTO No. 4). Based thereon, **IT IS HEREBY ORDERED** that:

- 1. Plaintiffs may serve Defendants HOC, Stryker Corporation and/or Stryker Sales Corporation by electronically serving a properly executed Summons and filed Complaint upon counsel for Defendants, Sedgwick LLP, *via* e-mail, as follows:
  - a. For service on Defendant HOC, Plaintiffs must e-mail required documents to **REJABG\_HOCeservice@sedgwicklaw.com**.
  - b. For service on Defendant Stryker Corporation, Plaintiffs must
    e-mail required documents to

**REJABG\_SYKeservice@sedgwicklaw.com**.

c. For service on Defendant Stryker Sales Corporation,

Plaintiffs must e-mail required documents to

## **REJABG\_SYKS**aleseservice@sedgwicklaw.com.

- 2. In order for service to be effective, each individual defendant must be separately served *via* e-mail with the appropriate summons and complaint sent to the specific designated e-mail address listed above.
- 3. The Sedgwick LLP mail system will generate an automated response to the sender upon receipt of an e-mail to these designated addresses. This automated response will confirm receipt of the e-mail, and shall constitute proof of service only as to any one or more of the defendants upon which Plaintiffs have served the required documents to the appropriate e-mail address. The automatic receipt of the Plaintiffs' e-mails shall not constitute proof of service or acceptance of service as to any defendant in the event Plaintiffs have failed to deliver the required documents to the appropriate e-mail address for the particular defendant.
- 4. Defendants will not otherwise respond to the above-described e-mails and/or any inquiries or requests for confirmation of receipt. Specific questions or issues should be directed to Defendant's Lead Counsel, to the attention of Karen Woodward (karen.woodward@sedgwicklaw.com) or Debra Lambdin (debra.lambdin@sedgwicklaw.com) at Sedgwick LLP.
- 5. Plaintiffs shall make proof of electronic service to the Court as required by Rule 4(1) of the Federal Rules of Civil Procedure.

6. Acceptance of electronic service shall not constitute a waiver of any objection to personal jurisdiction or venue.

Dated: December 19, 2013 <u>s/Donovan W. Frank</u>

DONOVAN W. FRANK United States District Judge