

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: AMERICAN MEDICAL SYSTEMS, INC.
PELVIC REPAIR SYSTEMS
PRODUCT LIABILITY LITIGATION

MDL No. 2325

THIS DOCUMENT RELATES TO ALL CASES

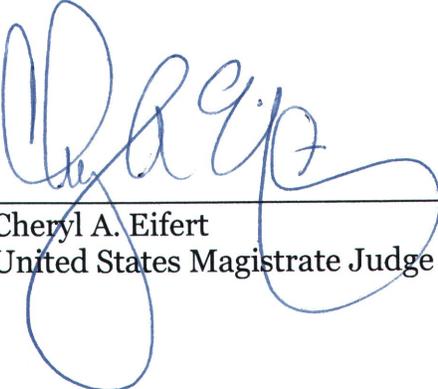
PRETRIAL ORDER # 122
(Motion by All Plaintiffs to Adopt Pathology Protocol)

Pending before the court are Plaintiffs' Motion to Adopt Pathology Protocol for Preservation and Testing of Explants and Tissue Samples Taken from Plaintiffs and Handling of Plaintiffs' Pathology Slides (ECF No. 987), and Plaintiffs' Notice of Withdrawal of Motion to Adopt Pathology Protocol for Preservation and Testing of Explants and Tissue Samples Taken from Plaintiffs and Handling of Plaintiffs' Pathology Slides. (ECF No. 1140). In view of the Agreed Order and Stipulation regarding the Collection, Preservation, and Division of Pathology material adopted by the court as evidenced by PTO 118, (ECF No. 1129), the court hereby **GRANTS** Plaintiffs' Notice of Withdrawal and **DENIES** Plaintiffs' motion as moot. It is so **ORDERED**.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2325 and it shall apply to each member related case previously transferred to, removed to, or filed in this district, which includes counsel in all member cases up to and including civil action number 2:14-cv-11125. In cases subsequently filed in this district, a copy of the most recent pretrial order will be provided by the Clerk to counsel appearing in each new

action at the time of filing of the complaint. In cases subsequently removed or transferred to this court, a copy of the most recent pretrial order will be provided by the Clerk to counsel appearing in each new action upon removal or transfer. It shall be the responsibility of the parties to review and abide by all pretrial orders previously entered by the court. The orders may be accessed through the CM/ECF system or the court's website at <http://www.wvsc.uscourts.gov>.

ENTERED: February 26, 2014



Cheryl A. Eifert
United States Magistrate Judge