

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

CHARLESTON DIVISION

IN RE: C. R. BARD, INC.,
PELVIC REPAIR SYSTEM
PRODUCTS LIABILITY LITIGATION

MDL No. 2187

THIS DOCUMENT RELATES TO CERTAIN C. R. BARD WAVE 6 & WAVE 7
CASES:

Pretrial Order No. 276
(Staying Discovery and Motions Practice in Bard Wave 6 and Wave 7 Cases
Involving Ajust or Alyte)

Before the court is the plaintiffs' Motion to Stay All Cases Involving Defendant Bard's Ajust or Alyte Products, filed on February 2, 2018 [ECF No. 5143]. In the motion, the plaintiffs request a stay in proceedings until the parties are allowed sufficient time to conduct general discovery on the Ajust and Alyte products. According to the plaintiffs, the parties cannot litigate cases involving the Ajust and Alyte products properly until the completion of such discovery. Defendant C. R. Bard, Inc. has not responded to the motion, and the deadline for responding has expired. Thus, the matter is ripe for my review.

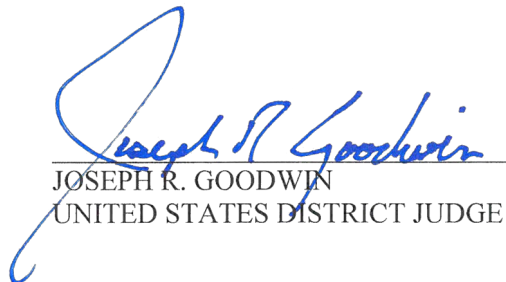
The court **ORDERS** that the Motion to Stay All Cases Involving Defendant Bard's Ajust or Alyte Products [ECF No. 5143] is **GRANTED in part and DENIED in part**. The motion is **GRANTED** to the extent that the plaintiffs seek a **STAY** on discovery and motions practice, insofar as they relate to the Ajust and Alyte products only, in Bard Waves 6 and 7 cases involving alleged harm associated with the Ajust

or Alyte products until a new expedited scheduling order can be entered. The motion is **DENIED** in all other respects.

The court directs the parties to provide a joint list of all active cases in the Bard MDL, MDL 2187, with claims involving Ajust and/or Alyte products by **April 16, 2018**.

The court **DIRECTS** the Clerk to file a copy of this Order in 2:10-md-2187, 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 2:18-cv-00315. In cases subsequently filed in this district, a copy of the most recent pretrial order will be provided by the Clerk of court 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 of court 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 www.wvsc.uscourts.gov.

ENTER: February 20, 2018


JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE