

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

CHAMBERS OF
CATHERINE C. BLAKE
CHIEF JUDGE

U.S. COURTHOUSE
101 WEST LOMBARD STREET
BALTIMORE, MARYLAND 21201
(410) 962-3220
Fax (410) 962-6836

September 27, 2017

MEMO TO COUNSEL RE:

*In re: Smith & Nephew Birmingham Hip Resurfacing (BHR) Hip Implant
Products Liability Litigation, MDL 17-md-2775*

Dear Counsel:

This will confirm the results of our status conference in court today.

Regarding the need for 30(b)(6) depositions related to ESI, counsel will address this issue further in their position statements to the court on or before **October 25, 2017**. The goal is to reduce or eliminate the number of 30(b)(6) witnesses that may be required. If such depositions are necessary, the parties also should make their best efforts to conduct those depositions before the end of the year.

Counsel will continue to discuss the scope of the voluntary document production being made by Smith and Nephew. No preemption log will be required at this time.

The next status conference remains scheduled for **November 1, 2017 at 4:00 p.m.** Counsel should advise the court in their October 25, 2017 position statements whether they prefer to have the conference in court or by telephone. An agenda is due **October 27, 2017**.

Despite the informal nature of this letter, it is an Order of the Court and shall be docketed as such.

Sincerely yours,

/S/

Catherine C. Blake
Chief Judge