



Stryker V40 cases are moving toward bellwether trials

Currently, there are two coordinated proceedings for Stryker V40 taper head and stem trunnion failure cases. The first and oldest is located in New Jersey state court and is being handled by MCL Judge Rachael Harz. The second is in federal court in Boston, Massachusetts before MDL Judge Indira Talwani.

Searcy Denney shareholder **Cal Warriner** has been appointed to the Plaintiffs' Executive Committee in both venues and is chairing the Science Committees.

Discovery is heating up as Stryker has produced thousands of documents that are being reviewed by teams of lawyers around the country. Depositions of Stryker employees are set to begin in the near future.

Judge Talwani has scheduled 18 cases for the initial bellwether trial pool. Plaintiffs were allowed nine picks as was the Defendant. Those cases are in the process of advancing to case-specific discovery. Judge Talwani has not indicated what procedure she will employ to decide which cases from the pool will be tried first.

Searcy Denney continues to be at the forefront of failed Stryker hip implant litigation. We filed the first Stryker V40 case in the nation in 2013, and currently have more cases filed than any firm nationwide. ♦

Noteworthy Mass Tort Settlements in Early 2018

\$506,500 settlement for a Florida plaintiff from a medical device manufacturer

\$577,000 confidential settlement for Tennessee plaintiff from manufacturer of Actos

\$500,500 settlement from medical device manufacturer for Minnesota plaintiff

\$125,000 settlement from medical device manufacturer for Florida plaintiff

\$430,000 settlement from drug manufacturer for Florida plaintiff

\$175,000 from medical device hip implant manufacturer for an Alaska plaintiff

\$302,000 confidential settlement for Pennsylvania plaintiff from drug manufacturer

Red-light runner “t-bones” another car, seriously injuring its driver

Surgeries, therapies, and pain medications for life-long injuries result in settlement of \$975,000 for damages

On December 31, 2014, Mary Smith (not her real name) was driving her car east on Okeechobee Boulevard in West Palm Beach, Florida. As she approached South Flagler Drive, she proceeded across the intersection, having the right of way under a green light. Suddenly, another car ran through its red light and crashed violently into Mary's vehicle. Mary was seriously injured in the crash and sought immediate care for neck and other injuries. Over the next year she endured surgery to repair damage to her neck, visits to orthopedists and physiatrists, physical therapy, evaluations, and pain medications. Her injuries were determined to be lifelong.

Mary contacted SDSBS attorney **Brian Denney** and asked if he could help her in a claim against the driver and the insurance companies involved. Following numerous unsuccessful efforts to reach a settlement with the defendants, trial was scheduled. Just prior to the trial's date, the parties reached a settlement of \$975,000. ♦

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