

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION**

Case No.: 2:18-md-2846

**JUDGE EDMUND A. SARGUS, JR.
Magistrate Judge Kimberly A. Jolson**

**This document relates to:
ALL ACTIONS.**

**CASE MANAGEMENT ORDER NO. 9-A
(Adoption of Master Answer in Cases with Amended Short Form Complaints)**

Upon the joint agreement of Defendants and the Plaintiffs Steering Committee, the Court hereby adopts the following Order regarding all cases in which an Amended Short Form Complaint has been filed. In such cases where an Amended Short Form Complaint was or will be filed, whether as of right pursuant to [Federal Rule of Civil Procedure 15\(a\)\(1\)](#) or by consent or leave pursuant to [Federal Rule of Civil Procedure 15\(a\)\(2\)](#), after Defendant(s) filed a Short Form Adoption by Reference Answer (“Short Form Answer”) pursuant to Paragraph II.D of Case Management Order No. 9, the Court hereby deems the Master Answer and Short Form Answer as the operative answer to the Amended Short Form Complaint. In such cases, Defendant(s) reserve(s) all rights and defenses as to new or different claims asserted in the Amended Short Form Complaint, as compared to the prior Short Form Complaint or any Long Form Complaint filed in another jurisdiction prior to transfer to this Court, including whether such new or different claims relate back to a prior Short Form Complaint or Long Form Complaint. Given that Case Management Order No. 9 did not address the possible need for a Short Form Answer to a later Amended Short Form Complaint, the intent of this Order is to clarify that Defendant(s) will not be

prejudiced by any confusion about the operative answer in the event of transfer from this Court of a case with an Amended Short Form Complaint filed after the Short Form Answer.

This Order does not apply to Bellwether Pool cases in which an Amended Answer and Notice of Defenses or a Notice of Defenses is required pursuant to Paragraph 3 of Case Management Order No. 18.

SO ORDERED this 3rd day of March 2026.

s/Edmund A. Sargus, Jr.
EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE