

CLOSED

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:00-cv-12247-PBS**

United States of Am v. Boston Scientific
Assigned to: Chief Judge Patti B. Saris
Demand: \$0
Cause: 28:1391 Personal Injury

Date Filed: 10/31/2000
Date Terminated: 03/31/2003
Jury Demand: None
Nature of Suit: 410 Anti-Trust
Jurisdiction: U.S. Government Plaintiff

Plaintiff

USA

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Date Filed	#	Docket Text
10/31/2000	1	Complaint filed. Case assigned to Judge: Honorable Patti B. Saris. Receipt #: not applicable Amount:\$ not applicable. Fee Status: not applicable (pc) (Entered: 10/31/2000)
10/31/2000		Summons issued for Boston Scientific (pc) (Entered: 10/31/2000)
11/06/2000	2	Motion by United States of Am to substitute unredacted confidential Appendix II , filed, c/s. (pc) (Entered: 11/06/2000)
11/06/2000		Judge Patti B. Saris. Endorsed Order entered granting [2-1] motion to substitute unredacted confidential Appendix II. [EOD Date 11/7/00], cc/cl. (pc) (Entered: 11/07/2000)
11/16/2000	3	Notice of appearance of attorney for Boston Scientific by Steven M. Bauer, filed, c/s. (pc) (Entered: 11/20/2000)
11/16/2000	4	Statement of counsel filed by Boston Scientific, Re: in response to the US unopposed motion to substitute unredacted confidential appendix II. (pc) (Entered: 11/20/2000)
11/16/2000	5	Motion by Boston Scientific for Robert F. Ruyak, Alan M. Wiseman and P. Todd Mullins to appear pro hac vice fee status: pd fee amt: 150.00 Receipt #: 26748 , filed, c/s. (pc) (Entered: 11/20/2000)
11/16/2000	6	Certificate of Good Standing by Attorney Robert F. Ruyak, filed, c/s. (pc) (Entered: 11/20/2000)
11/16/2000	7	Certificate of Good Standing by Attorney Alan M. Wiseman, filed, c/s. (pc) (Entered: 11/20/2000)

11/17/2000	8	Certificate of Good Standing by Attorney P. Todd Mullins, filed, c/s. (pc) (Entered: 11/20/2000)
11/20/2000		Judge Patti B. Saris. Endorsed Order entered granting [5-1] motion for Robert F. Ruyak, Alan M. Wiseman and P. Todd Mullins to appear pro hac vice fee status: pd fee amt: 150.00 Receipt #: 26748. [EOD Date 11/20/00], cc/cl. (pc) (Entered: 11/20/2000)
11/28/2000	9	Motion by Boston Scientific to dismiss complaint , filed, c/s. (pc) (Entered: 11/28/2000)
11/28/2000	10	Memorandum by Boston Scientific in support of [9-1] motion to dismiss complaint, filed, c/s. (pc) (Entered: 11/28/2000)
11/30/2000	11	Return receipt received for mail sent to: Cheryl Treen with delivery on 11/8/00 accepted by: Cheryl Treen delivered at: Natick, MA (pc) (Entered: 11/30/2000)
12/06/2000	12	Joint motion by United States of Am, Boston Scientific for briefing and case management order filed. (pc) (Entered: 12/07/2000)
01/16/2001	13	Amended Joint motion by United States of Am, Boston Scientific for order of briefing and case managment order , filed. (pc) (Entered: 01/17/2001)
01/17/2001	14	Judge Patti B. Saris. Order entered. The court will set a scheduling order at the hearing on the motion to dismiss. [EOD Date 1/17/01], cc/cl. (pc) (Entered: 01/17/2001)
01/31/2001	15	Motion by United States of Am to extend time to February 9, 2001 to file opposition to motion to dismiss , filed, c/s. (pc) (Entered: 02/02/2001)
02/02/2001		Judge Patti B. Saris. Endorsed Order entered granting [15-1] motion to extend time to February 9, 2001 to file opposition to motion to dismiss. [EOD Date 2/2/01], cc/cl. (pc) (Entered: 02/02/2001)
02/08/2001	16	Judge Patti B. Saris. Notice of Hearing/conference: Motion hearing set for 2:00 on 3/6/01 for [9-1] motion to dismiss complaint , cc/cl. (pc) (Entered: 02/12/2001)
02/09/2001	17	Motion by United States of Am for summary judgment , filed, c/s. (pc) (Entered: 02/12/2001)
02/09/2001	18	Memorandum by United States of Am in opposition to [9-1] motion to dismiss complaint and in support of motion for partial summary judgment, filed, c/s. (pc) (Entered: 02/12/2001)
02/09/2001	19	Exhibits by United States of Am [18-1] opposition memorandum (pc) (Entered: 02/12/2001)
02/09/2001	21	Assented-to Motion by United States of Am for leave to file brief over twenty pages , filed, c/s. (pc) Modified on 02/12/2001 (Entered: 02/12/2001)
02/09/2001	163	Statement of Undisputed Facts by United States of Am filed. (ms) (Entered: 08/29/2002)
02/12/2001	20	Judge Patti B. Saris. Notice of Partial Summary Judgement Hearing: Motion hearing set for 2:00 on 3/6/01 for [17-1] motion for summary judgment , cc/cl . (pc) (Entered: 02/12/2001)
02/12/2001		Judge Patti B. Saris. Endorsed Order entered granting [21-1] motion for leave to file brief over twenty pages. [EOD Date 2/12/01], cc/cl. (pc) (Entered: 02/12/2001)
02/14/2001	22	Joint motion by United States of Am, Boston Scientific for order of briefing order , and to continuance of March 6 hearings , filed, c/s. (pc) (Entered: 02/14/2001)
02/15/2001		Judge Patti B. Saris. Endorsed Order entered granting [22-1] joint motion for order of briefing order, granting [22-2] joint motion to continuance of March 6 hearings, Motion hearing set for 2:15 on 5/3/01 for [17-1] motion for summary judgment, set for 2:15 on 5/3/01 for [9-1] motion to dismiss complaint . [EOD Date 2/16/01], cc/cl. (pc) (Entered: 02/16/2001)
02/15/2001	23	Motion by United States of Am for temporary protective order , filed, c/s. (pc) (Entered: 02/16/2001)
02/20/2001	24	Motion by United States of Am for leave to file proposed order for sealing exhibits , filed, c/s. (pc) (Entered: 02/21/2001)
02/22/2001	25	Motion by Boston Scientific to seal/impound materials filed in support of Plaintiff's Motion for Partial Summary Judgment , filed, c/s. (pc) (Entered: 02/22/2001)
02/22/2001		Judge Patti B. Saris. Endorsed Order entered granting [25-1] motion to seal/impound materials filed in support of Plaintiff's Motion for Partial Summary Judgment. [EOD Date 2/26/01], cc/cl. (pc) (Entered: 02/26/2001)
02/26/2001	26	Judge Patti B. Saris. Order entered, to seal/impound granting [24-1] motion for leave to file proposed order for sealing exhibits. [EOD Date 2/26/01], cc/cl. (pc) (Entered: 02/26/2001)
02/26/2001		Judge Patti B. Saris. Endorsed Order entered granting [23-1] motion for temporary protective order. [EOD Date 2/26/01], cc/cl. (pc) (Entered: 02/26/2001)
03/09/2001	27	Response by United States of Am in opposition to [26-2] defendant's motion to broaden temporary seal, filed, c/s. (pc) (Entered: 03/12/2001)
04/06/2001	28	SEALED DOCUMENT Assented-to Motion by Boston Scientific to seal/impound , filed, c/s. (pc) (Entered: 04/09/2001)
04/06/2001	29	Assented-to Motion by Boston Scientific for leave to file memorandum of law in excess of twenty pages , filed, c/s. (pc) (Entered: 04/09/2001)
04/06/2001	30	SEALED DOCUMENT Response by Boston Scientific in opposition to [17-1] motion for summary judgment and reply on its motion to dismiss, filed, c/s. (pc) Modified on 04/09/2001 (Entered: 04/09/2001)

04/06/2001	31	SEALED DOCUMENT Counterstatement of undisputed Facts by Boston Scientific re: [30-1] opposition response, filed, c/s. (pc) (Entered: 04/09/2001)
04/06/2001	32	SEALED DOCUMENTS Exhibits by Boston Scientific [30-1] , VOLUME I of IV opposition response (pc) (Entered: 04/09/2001)
04/06/2001	33	SEALED DOCUMENTS Exhibits by Boston Scientific [30-1] VOLUME II of IV to opposition response (pc) (Entered: 04/09/2001)
04/06/2001	34	SEALED DOCUMENT Exhibits by Boston Scientific [30-1] VOLUME III of IV to opposition response (pc) (Entered: 04/09/2001)
04/06/2001	35	SEALED DOCUMENT Exhibits by Boston Scientific [30-1] VOLUME IV of IV to opposition response (pc) (Entered: 04/09/2001)
04/13/2001	36	Motion by Boston Scientific to extend time to April 23, 2001 to continuance as to filing for permanent impoundment of motion materials , filed, c/s. (pc) (Entered: 04/16/2001)
04/17/2001		Judge Patti B. Saris. Endorsed Order entered granting [36-1] motion to extend time to April 23, 2001 to continuance as to filing for permanent impoundment of motion materials. [EOD Date 4/17/01], cc/cl. (pc) (Entered: 04/17/2001)
04/20/2001	37	Consented-to Motion by United States of Am for leave to file opposition to Plaintiff's motion for partial summary judgment and for continuance of May 3, hearing , filed, c/s. (pc) (Entered: 04/23/2001)
04/23/2001	38	Assented-to Motion by Boston Scientific to seal/impound , filed. (pc) (Entered: 04/24/2001)
04/30/2001		Judge Patti B. Saris. Endorsed Order entered granting [37-1] motion for leave to file opposition to Plaintiff's motion for partial summary judgment and for continuance of May 3, hearing, Motion hearing set for 2:00 on 6/21/01 for [17-1] motion for summary judgment . [EOD Date 5/1/01], cc/cl. (pc) (Entered: 05/01/2001)
05/08/2001		Judge Patti B. Saris. Endorsed Order entered granting [38-1] motion to seal/impound. "ALLOWED until further order of the Court." [EOD Date 5/8/01], cc/cl. (pc) (Entered: 05/08/2001)
05/08/2001		SEALED DOCUMENT for Permanent Impoundment of Certain materials filed in support of Plaintiff's Motion for Partial Summary Judgment and Defendant's Memorandum in Opposition, Memorandum by United States of Am in support of [17-1] motion for summary judgment, filed, c/s. (pc) (Entered: 05/08/2001)
05/08/2001	39	SEALED DOCUMENT for permanent impoundment of certain materials filed in support of Plaintiff's Motion for Partial Summary Judgment and Memorandum by Boston Scientific in support of [30-1] opposition response, filed, c/s. (pc) (Entered: 05/08/2001)
05/08/2001	40	SEALED DOCUMENT Memorandum by Boston Scientific in support of [38-1] motion to seal/impound, filed, c/s. (pc) (Entered: 05/08/2001)
05/08/2001	41	SEALED DOCUMENT Exhibits by Boston Scientific [40-1] support memorandum, c/s. (pc) (Entered: 05/08/2001)
05/08/2001	42	Response by United States of Am in opposition to [39-1] support memorandum for Permanent Impoundment of Certain materials, filed, c/s. (pc) (Entered: 05/09/2001)
05/10/2001	43	Judge Patti B. Saris. Notice of Hearing/conference: Motion hearing set for 2:00 on 6/21/01 for [17-1] motion for summary judgment , cc/cl. (pc) (Entered: 05/10/2001)
05/22/2001	44	Assented-to Motion by United States of Am for leave to file brief over 20 pages , filed, c/s. (pc) (Entered: 05/22/2001)
05/22/2001	45	Assented-to Motion by United States of Am for temporary protective order on documents accompanying U.S. reply brief , filed, c/s. (pc) (Entered: 05/22/2001)
05/22/2001	46	Reply/response by United States of Am to [30-1] opposition response to U.S. motion for partial summary judgment, filed. (pc) (Entered: 05/22/2001)
05/22/2001	47	SEALED DOCUMENT Response by United States of Am in opposition to [31-1] defendant's counterstatement of undisputed facts, filed, c/s. (pc) (Entered: 05/22/2001)
05/22/2001	48	SEALED DOCUMENT Reply/response by United States of Am to [31-1] defendant's counterstatement of undisputed facts filed, c/s. (pc) (Entered: 05/22/2001)
05/22/2001	49	SEALED DOCUMENT Exhibits by United States of Am [47-1] opposition response, c/s. (pc) (Entered: 05/22/2001)
05/23/2001		Judge Patti B. Saris. Endorsed Order entered granting [44-1] motion for leave to file brief over 20 pages. [EOD Date 5/23/01], cc/cl. (pc) (Entered: 05/23/2001)
05/23/2001	50	Judge Patti B. Saris . Order entered granting [45-1] motion for temporary protective order on documents accompanying U.S. reply brief . [EOD Date 5/24/01] (fmr) (Entered: 05/24/2001)
06/12/2001	51	ASSENTED TO-Motion by United States of Am, Boston Scientific to seal/impound , filed. c/s (fmr) (Entered: 06/13/2001)
06/13/2001	165	Supplemental Declaration of Peter J. Gafner, filed. (ms) (Entered: 08/29/2002)
06/15/2001	52	Motion by Boston Scientific to seal/impound Exhibit 4 of BSC's motion for leave to supplement the record , filed, c/s. (pc) (Entered: 06/18/2001)
06/15/2001	53	SEALED DOCUMENT placed in vault, Motion for leave to supplement the record on partial summary judgment with exhibits attached. (pc) (Entered: 06/19/2001)
06/21/2001		Motion hearing re: [17-1] motion for summary judgment Motion hearing held (pc) (Entered: 06/21/2001)

06/21/2001	54	Judge Patti B. Saris. Clerk's Notes: re: Motion hearing held on Motion for summary judgment (Doc. #17). Court hears argument of parties. Court takes motion under advisement. Court inquires as to the possibility of Mediation. Counsel to report to court by July 17. Court Reporter: Marie Cloonan (pc) (Entered: 06/21/2001)
07/11/2001	55	Joint motion by United States of Am, Boston Scientific to extend time to July 15, 2001 to file joint statement , filed. (pc) (Entered: 07/12/2001)
07/16/2001		Judge Patti B. Saris. Endorsed Order entered granting [55-1] joint motion to extend time to July 15, 2001 to file joint statement. [EOD Date 7/16/01], cc/cl. (pc) (Entered: 07/16/2001)
07/27/2001	56	Joint statement by United States of Am, Boston Scientific , re: Pretrial Schedule, filed. (pc) (Entered: 07/30/2001)
07/31/2001	57	Rule 16.1 Certification filed by United States of Am (pc) (Entered: 08/01/2001)
08/01/2001	58	Judge Patti B. Saris. Order entered granting [56-1] Joint Statement as to Pretrial Schedule, set discovery due for 11/30/01 . "The parties shall notice fact depositions for November and December. After document production, all limits under the local rules/federal rules shall apply." [EOD Date 8/2/01], cc/cl. (pc) Modified on 08/02/2001 (Entered: 08/02/2001)
08/24/2001	59	Initial Document disclosure by United States of Am, filed, c/s. (pc) (Entered: 08/27/2001)
09/28/2001		Terminated document: [12-1] joint motion for briefing and case management order, mootng [13-1] joint motion for order of briefing and case management order. (both motions previously decided by court) (rca) (Entered: 10/01/2001)
09/28/2001	60	Judge Patti B. Saris. Order entered granting in part, denying in part [9-1] motion to dismiss complaint granting in part, denying in part [17-1] motion for summary judgment. "Defendant's motion to dismiss is DENIED on Counts 1 and 5, and ALLOWED on Counts 2 and 4. Plaintiff's Motion for partial summary judgment is ALLOWED as to Counts 1 and 5 and DENIED on Counts 2 and 4. cc/cl . [EOD Date 10/2/01] (pc) (Entered: 10/02/2001)
09/28/2001	61	Judge Patti B. Saris . Memorandum and Order entered. granting in part, denying in part [9-1] motion to dismiss complaint granting in part, denying in part [17-1] motion for summary judgment. "Defendant's motion to dismiss is DENIED on Counts 1 and 5, and ALLOWED on Counts 2 and 4. Plaintiff's motion for partial summary judgment is ALLOWED as to Counts 1 and 5 and DENIED on Counts 2 to 4." [EOD Date 10/3/01], cc/cl. (pc) (Entered: 10/03/2001)
10/11/2001	62	Joint motion by United States of Am, Boston Scientific for order of governing the protection and use of confidential material , filed, c/s. (pc) (Entered: 10/12/2001)
10/11/2001	64	Judge Patti B. Saris. Order entered granting [62-1] joint motion for order of governing the protection and use of confidential material. [EOD Date 10/18/01], cc/cl. (pc) (Entered: 10/18/2001)
10/16/2001	63	Motion by Boston Scientific for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment , filed, c/s. (pc) (Entered: 10/16/2001)
10/30/2001	65	Response by United States of Am in opposition to [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment , filed. c/s. (mlb) (Entered: 11/01/2001)
11/07/2001	66	Motion by Boston Scientific for leave to file a reply memorandum on motion for reconsideration , filed. c/s (ms) (Entered: 11/08/2001)
11/07/2001	67	Reply memorandum by Boston Scientific on [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment, filed. c/s (ms) (Entered: 11/08/2001)
11/09/2001		Judge Patti B. Saris . Endorsed Order entered granting [66-1] motion for leave to file a reply memorandum on motion for reconsideration . [EOD Date 11/13/01] (ms) (Entered: 11/13/2001)
11/09/2001	68	Judge Patti B. Saris . Notice of Hearing/conference: Motion hearing set for 3:00 11/30/01 for [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment cc/cl. . (ms) (Entered: 11/13/2001)
11/26/2001	69	Judge Patti B. Saris . Notice of Rescheduled Motion hearing: Motion hearing set for 3:00 12/17/01 for [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Order granting Partial summary judgment cc/cl. (ms) (Entered: 11/26/2001)
11/28/2001	70	Joint motion by United States of Am, Boston Scientific to extend time to 12/7/01 to filing motions to compel , filed. (ms) (Entered: 11/29/2001)
11/30/2001		Judge Patti B. Saris. Endorsed Order entered granting [70-1] joint motion to extend time to 12/7/01 to filing motions to compel.cc/cl. [EOD Date 11/30/01] (ms) (Entered: 11/30/2001)
12/07/2001		Terminated document: [52-1] motion to seal/impound Exhibit 4 of BSC's motion for leave to supplement the record, [51-1] motion to seal/impound, [29-1] motion for leave to file memorandum of law in excess of twenty pages,[28-1] motion to seal/impound Requested by rca. (rca) (Entered: 12/07/2001)
12/07/2001	71	Motion by Boston Scientific to compel production of documents responsive to its first request for production of document , filed. (ms) (Entered: 12/10/2001)
12/07/2001	72	Memorandum by Boston Scientific in support of [71-1] motion to compel production of documents responsive to its first request for production of document, filed.c/s (ms) (Entered: 12/10/2001)
12/14/2001	73	Supplemental Joint statement by United States of Am, re: Pre-Trial Schedule, filed. (ms) (Entered: 12/17/2001)

12/14/2001	75	Judge Patti B. Saris. Supplemental Scheduling Order entered. Document production served no later than 2/1/02; Deposition by 1/11/02; Fact depositions by 3/15/02; Interrogatories and requests for admission by 3/29/02; Lists of trial witnesses by 5/20/02; Objections by 6/3/02; joint pretrial memorandum by 6/17/02; resp. to motions in limine by 6/24/02; Pretrial conf. on 7/9/02; Trial date by 8/5/02. [EOD Date 12/21/01] cc/cl (ms) (Entered: 12/21/2001)
12/17/2001		Motion hearing re: [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment (ms) (Entered: 12/20/2001)
12/17/2001	74	Judge Patti B. Saris. Clerk's Notes: re: Motion hearing held on motion for reconsideration(doc#63) Court hears argument of counsel, set bench trial for 9:00 8/5/02 before Judge Patti B. Saris , ptrl set pretrial conference for 2:00 7/9/02 before Judge Patti B. Saris Court Reporter: Marie Cloonan (ms) Modified on 01/08/2002 (Entered: 12/20/2001)
12/18/2001		Judge Patti B. Saris. Endorsed Order entered denying [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment. Denied without prejudice to renewal after discovery.cc/cl [EOD Date 12/20/01] (ms) (Entered: 12/20/2001)
12/20/2001	76	Memorandum submitting declaration by Boston Scientific in Further support of [63-1] motion for reconsideration of [60-1] order as to Count 5 of the Court's Order granting Partial summary judgment, filed. c/s (ms) (Entered: 12/27/2001)
12/20/2001	77	Declaration of James E. Twitchell, Boston Scientific, re: [76-1] support memorandum, filed. (ms) (Entered: 12/27/2001)
12/22/2001	78	Response by United States of Am in opposition to [71-1] motion to compel production of documents responsive to its first request for production of document, filed. (ms) (Entered: 12/27/2001)
12/22/2001	79	Declaration of Kristin L. Yohannan, USPTO, United States of Am, re: [78-1] opposition response, filed. (ms) (Entered: 12/27/2001)
12/22/2001	80	Declaration of Robert R. Gatling, JR., re: [78-1] opposition response, filed. (ms) (Entered: 12/27/2001)
12/31/2001		Judge Patti B. Saris. Endorsed Order entered denying [76-1] support memorandum. The Motion for reconsideration on this point is denied without prejudice. cc/cl [EOD Date 1/2/02] (ms) (Entered: 01/02/2002)
01/02/2002	81	Judge Patti B. Saris . ORDER entered: referral to Mag. Judge Lawrence P. Cohen . referred Mag. Judge Lawrence P. Cohen : [71-1] motion to compel production of documents responsive to its first request for production of document . Purpose: Determination Special Instructions: . (ms) (Entered: 01/02/2002)
01/11/2002	82	Motion by Boston Scientific for leave to file reply memorandum in support of motion to compel , filed. (ms) (Entered: 01/14/2002)
01/14/2002	83	Memorandum by Boston Scientific in support of [71-1] motion to compel production of documents responsive to its first request for production of document, filed. (ms) (Entered: 01/14/2002)
02/12/2002		Mag. Judge Lawrence P. Cohen. Endorsed Order entered granting [82-1] motion for leave to file reply memorandum in support of motion to compel. [EOD Date 2/19/02] (ms) (Entered: 02/19/2002)
02/19/2002	84	Mag. Judge Lawrence P. Cohen. Order entered denying [71-1] motion to compel production of documents responsive to its first request for production of document." Accordingly, BSC's motion to compel(#71) is denied. If BSC believes the hunt to be worth the chase, it may, of course, subject to claims of confidentiality, Use its own devices, and particularly, its own financial resources, to pursue that wich it seeks. But it may not be done so at the Taxpayers' expense". cc/cl [EOD Date 2/19/02] (ms) (Entered: 02/19/2002)
02/22/2002	85	Statement of counsel filed by United States of Am, Re: Amended Statement of initial Disclosures.c/s (ms) (Entered: 02/25/2002)
03/04/2002	86	Non-Party Peter Dorward's Motion to quash deposition subpoena , and for a for protective order , filed.c/s (ms) (Entered: 03/05/2002)
03/04/2002	87	Affidavit of Peter Dorward, re: [86-1] motion to quash deposition subpoena, [86-2] motion for protective order, filed. (ms) (Entered: 03/05/2002)
03/08/2002	88	Certificate of Compliance re: [86-1] motion to quash deposition subpoena, filed.c/s (ms) (Entered: 03/11/2002)
03/09/2002	164	Exhibits by United States of Am [18-1] opposition memorandum (ms) (Entered: 08/29/2002)
03/18/2002	89	Assented-To Motion by Boston Scientific for impoundment of BSC's opposition to Non-Party Peter Downward's motion to quash deposition subpoena and for a protective order , filed. (ms) (Entered: 03/19/2002)
03/18/2002	90	Response by Boston Scientific in opposition to [86-1] motion to quash deposition subpoena, [86-2] motion for protective order, filed UNDER SEAL. (ms) (Entered: 03/19/2002)
03/22/2002	91	Reply/response by United States of Am to [90-1] Def. response in opposition, filed. (ms) (Entered: 03/25/2002)
03/25/2002	92	Judge Patti B. Saris. ORDER entered: referral to Mag. Judge Lawrence P. Cohen. referred Mag. Judge Lawrence P. Cohen: [89-1] motion for impoundment of BSC's opposition Non-Party Peter Downward's motion to quash deposition subpoena and for a protective order, [86-1] motion to quash deposition subpoena, [86-2] motion for protective order. Purpose: Determination . (ms) (Entered: 03/27/2002)
03/28/2002	93	Motion by United States of Am to compel production of documents responsive to it's second requests for production of documents. , filed cs. (j dj) (Entered: 03/28/2002)
03/28/2002	94	Memorandum by United States of Am in support of [93-1] motion to compel production of documents responsive to it's second requests for production of documents. , filed cs. (j dj) (Entered: 03/28/2002)

03/28/2002	95	Motion by United States of Am to continue expert discovery deadlines pending a ruling on the United States motion to compel production of documents , filed cs. (jdj) (Entered: 03/28/2002)
04/02/2002	96	Mag. Judge Lawrence P. Cohen. Order entered denying [86-1] motion to quash deposition subpoena, denying [86-2] motion for protective order. granting [89-1] motion for impoundment of BSC's opposition to Non-Party Peter Downward's motion to quash deposition subpoena and for a protective order. [EOD Date 4/5/02] (ms) (Entered: 04/05/2002)
04/04/2002	97	Assented To Motion for leave to file reply memorandum and reply affidavit , filed UNDER SEAL. (ms) (Entered: 04/05/2002)
04/04/2002	98	Assented-To Motion to seal/impound reply memorandum , filed UNDER SEAL. (ms) (Entered: 04/05/2002)
04/04/2002	99	Reply Memorandum in support, filed UNDER SEAL. (ms) (Entered: 04/05/2002)
04/04/2002	100	Affidavit re: [99-1] support memorandum, filed UNDER SEAL. (ms) (Entered: 04/05/2002)
04/05/2002	101	Mag. Judge Lawrence P. Cohen. Order entered denying motion for leave to file [90-1] opposition response granting [98-1] motion to seal/impound reply memorandum. [EOD Date 4/8/02] (ms) (Entered: 04/08/2002)
04/09/2002	102	Motion by Peter Dorward for reconsideration of [96-1] order denying motion to quash , filed. (ms) (Entered: 04/11/2002)
04/12/2002	109	Motion by Boston Scientific to impound of BSC's consolidated opposition to pltf motion to compel , filed. (ms) (Entered: 04/25/2002)
04/15/2002	103	Unopposed Motion by United States of Am for leave to file a reply brief , filed. (ms) (Entered: 04/16/2002)
04/15/2002	104	Response by Boston Scientific in opposition to [93-1] motion to compel production of documents responsive to it's second requests for production of documents., filed UNDER SEAL. (ms) (Entered: 04/16/2002)
04/16/2002		Judge Patti B. Saris. Endorsed Order entered granting [103-1] motion for leave to file a reply brief. Brief due by 4/22/02. cc/cl [EOD Date 4/17/02] (ms) (Entered: 04/17/2002)
04/17/2002	105	Response by Boston Scientific in opposition to [102-1] motion for reconsideration of [96-1] order denying motion quash, filed. (ms) (Entered: 04/19/2002)
04/17/2002		Mag. Judge Lawrence P. Cohen. Endorsed Order entered denying [102-1] motion for reconsideration of [96-1] order denying motion to quash. cc/cl [EOD Date 4/19/02] (ms) (Entered: 04/19/2002)
04/19/2002	106	Unopposed Motion by United States of Am To hold motions to compel ,and to continue expert discovery deadlines in Abeyance , filed. (ms) (Entered: 04/23/2002)
04/24/2002		Judge Patti B. Saris. Endorsed Order entered denying [93-1] motion to compel production of documents responsive to it's second requests for production of documents. Denied without prejudice. Pltf can press this if settlement is unsuccessful . cc/cl [EOD Date 4/25/02] (ms) (Entered: 04/25/2002)
04/25/2002	107	Motion by Boston Scientific for leave to file a consolidated memorandum of law in opp to pltf motion to compel and motion to continue discovery , filed. (ms) (Entered: 04/25/2002)
04/25/2002	108	Motion by Boston Scientific for leave to file opposition memorandum out of time , filed. (ms) (Entered: 04/25/2002)
04/25/2002		Terminated document: terminating [107-1] motion for leave to file a consolidated memorandum of law in opp to pltf motion to compel and motion to continue discovery terminating [108-1] motion for leave to file opposition memorandum out of time terminating [109-1] motion to impound of BSC's consolidated opposition to pltf motion to compel Requested by RCA. (ms) (Entered: 04/25/2002)
04/29/2002		Judge Patti B. Saris. Endorsed Order entered granting [106-1] motion To hold motions to compel, granting [106-2] motion to continue expert discovery deadlines in Abeyance . cc/cl [EOD Date 4/29/02] (ms) (Entered: 04/29/2002)
05/10/2002	110	Joint motion by United States of Am, Boston Scientific to extend time to adjust expert and pretrial designation dates , filed. c/s. (ms) (Entered: 05/13/2002)
05/13/2002		Judge Patti B. Saris. Endorsed Order entered granting [110-1] joint motion to extend time to adjust expert and pretrial designation dates. cc/cl [EOD Date 5/15/02] (ms) (Entered: 05/15/2002)
05/28/2002	111	Motion by United States of Am for leave to file motion for S/J , filed. (ms) (Entered: 05/29/2002)
05/28/2002	112	Memorandum by United States of Am in support of [111-1] motion for leave to file motion for S/J , filed. (ms) (Entered: 05/29/2002)
05/31/2002	113	Motion by Boston Scientific for reconsideration as to the fifth count of pltf's complaint , filed.c/s (ms) (Entered: 06/04/2002)
05/31/2002	114	Motion by Boston Scientific to seal/impound , filed. (ms) (Entered: 06/04/2002)
05/31/2002	115	Memorandum by Boston Scientific in support of [113-1] motion for reconsideration as to the fifth count of pltf's complaint , filed UNDER SEAL. (ms) (Entered: 06/04/2002)
06/06/2002	116	Motion by Boston Scientific for leave to file memorandum in excess of 20 pages , filed. (ms) (Entered: 06/10/2002)
06/07/2002	117	Response by Boston Scientific in opposition to [111-1] motion for leave to file motion for S/J , filed UNDER SEAL. (ms) (Entered: 06/10/2002)
06/07/2002	118	Exhibits by Boston Scientific [117-1] opposition response (ms) (Entered: 06/10/2002)
06/07/2002	119	Exhibits by Boston Scientific [118-1] exhibits, [117-1] opposition response filed UNDER SEAL (ms) (Entered: 06/10/2002)

06/07/2002	120	Exhibits by Boston Scientific [117-1] opposition response AA-EEE, Filed UNDER SEAL (ms) (Entered: 06/10/2002)
06/07/2002	121	unopposed Motion by United States of Am To adjust pretrial schedule filed. (ms) (Entered: 06/11/2002)
06/10/2002	122	Motion by United States of Am for leave to file reply brief , filed. (ms) (Entered: 06/12/2002)
06/11/2002		Judge Patti B. Saris. Endorsed Order entered denying [111-1] motion for leave to file motion for S/J. Denied, However, all papers are unsealed all future filings shall be within the page limit and unsealed. any request to seal shall be accompanied by an affidavit explaining why these old documents contain confidential business information. cc/cl[EOD Date 6/12/02] (ms) (Entered: 06/12/2002)
06/11/2002		Judge Patti B. Saris. Endorsement re: [117-1] opposition response. This is ordered unsealed. cc/cl (ms) (Entered: 06/12/2002)
06/11/2002		Judge Patti B. Saris. Endorsed Order entered granting [116-1] motion for leave to file memorandum in excess of 20 pages. Allowed, However ALL future filings shall be within the page limit or they will be returned. also, this is ordered unsealed. cc/cl [EOD Date 6/12/02] (ms) (Entered: 06/12/2002)
06/11/2002	125	Memorandum by United States of Am in support of [123-1] motion for leave to file one page sur-reply , filed. (ms) (Entered: 06/14/2002)
06/12/2002	123	Unopposed Motion by Boston Scientific for leave to file one page sur-reply , filed. (ms) (Entered: 06/13/2002)
06/13/2002		Judge Patti B. Saris. Endorsed Order entered granting [121-1] motion To adjust pretrial schedule. cc/cl [EOD Date 6/13/02] (ms) (Entered: 06/13/2002)
06/13/2002	124	Judge Patti B. Saris. Notice of Rescheduled Pretrial conference: reset pretrial conference for 4:00 7/16/02 . (ms) (Entered: 06/14/2002)
06/14/2002		Judge Patti B. Saris. Endorsed Order entered mootng [123-1] motion for leave to file one page sur-reply. cc/cl [EOD Date 6/14/02] (ms) (Entered: 06/14/2002)
06/14/2002		Judge Patti B. Saris. Endorsed Order entered denying [122-1] motion for leave to file reply brief. cc/cl [EOD Date 6/17/02] (ms) (Entered: 06/17/2002)
06/19/2002	126	Response by United States of Am in opposition to [113-1] motion for reconsideration as to the fifth count of pltfs complaint, filed. (ms) (Entered: 06/21/2002)
06/28/2002	127	Joint motion by United States of Am, Boston Scientific to extend time to 7/1/02 to file pretrial memorandum , filed. (ms) (Entered: 07/01/2002)
06/28/2002	128	Pretrial memorandum by United States of Am, Boston Scientific, filed. (ms) (Entered: 07/01/2002)
07/01/2002	129	Reply by Boston Scientific to [113-1] motion for reconsideration as to the fifth count of pltfs complaint , filed. (ms) (Entered: 07/01/2002)
07/01/2002	130	Pretrial memorandum by United States of Am, Boston Scientific, filed. (ms) (Entered: 07/02/2002)
07/01/2002		Judge Patti B. Saris . Endorsed Order entered granting [127-1] joint motion to extend time to 7/1/02 to file pretrial memorandum . [EOD Date 7/3/02] cc/cl (sad) (Entered: 07/03/2002)
07/03/2002	131	Motion by Boston Scientific in limine to exclude testimony of Dr. Schumann , filed. c/s (sad) (Entered: 07/03/2002)
07/03/2002	132	Motion by Boston Scientific in limine to exclude evidence relating to overseas markets , filed. c/s (sad) (Entered: 07/03/2002)
07/03/2002	133	Bench Memorandum by United States of Am filed. (ms) (Entered: 07/09/2002)
07/03/2002	134	Motion by United States of Am in limine as to irrelevant material , filed. (ms) (Entered: 07/09/2002)
07/03/2002	135	Motion by United States of Am in limine To exclude Testimony of Dr. James Langenfeld , filed. (ms) (Entered: 07/09/2002)
07/11/2002	136	Bench Memorandum by Boston Scientific filed. (ms) (Entered: 07/15/2002)
07/11/2002	140	Response by Boston Scientific in opposition to [134-1] motion in limine as to irrelevant material, filed. (ms) (Entered: 07/15/2002)
07/11/2002	141	Response by Boston Scientific in opposition to [135-1] motion in limine To exclude Testimony of Dr. James Langenfeld , filed. (ms) (Entered: 07/15/2002)
07/11/2002	142	Notice of expert report of Dr. James Langenfeld as exhibit a by Boston Scientific , filed. (ms) (Entered: 07/15/2002)
07/11/2002	143	Exhibits to expert report of Dr. James Langenfeld by Boston Scientific [142-1] (ms) (Entered: 07/15/2002)
07/12/2002	137	Appendix/exhibits by Boston Scientific in support of [136-1] memorandum, filed. (ms) (Entered: 07/15/2002)
07/12/2002	138	Memorandum by United States of Am in opposition to [131-1] motion in limine to exclude testimony of Dr. Schumann , filed. (ms) (Entered: 07/15/2002)
07/12/2002	139	Memorandum by United States of Am in opposition to [132-1] motion in limine to exclude evidence relating to overseas markets, filed. (ms) (Entered: 07/15/2002)
07/15/2002	144	Notice of appendices to Expert report of Dr. James Langenfeld by Boston Scientific , filed. (ms) (Entered: 07/15/2002)
07/16/2002		Motion hearing re: [113-1] motion for reconsideration as to the fifth count of pltfs complaint (ms) (Entered: 07/19/2002)

07/16/2002	145	Judge Patti B. Saris. Clerk's Notes: re: Motion hearing and various motions in limine. Court first addresses with counsel duration of trial. court hears argument on [113-1] motion for reconsideration as to the fifth count of pltfs complaint taken under advisement. Court makes rulings on certain motions in limine on the record in open court. Court to rule on remaining motions in limine at time of trial. Parties to keep in contact with court as to scheduling. Court addresses with counsel concerns regarding sealed documents. Court Reporter: Marie Cloonan (ms) (Entered: 07/19/2002)
07/24/2002	146	Motion by Boston Scientific for Jennifer A. Zenker, and Robert H. Cox, to appear pro hac vice fee status: pd fee amt: \$100.00 Receipt #: 40728 , filed. (ms) (Entered: 07/26/2002)
07/24/2002	147	Certificate of Good Standing by Attorney Jennifer A. Zenker, filed. (ms) (Entered: 07/26/2002)
07/24/2002	148	Certificate of Good Standing by Attorney Robert H. Cox, filed. (ms) (Entered: 07/26/2002)
07/26/2002		Judge Patti B. Saris. Endorsed Order entered granting [146-1] motion for Jennifer A. Zenker, and Robert H. Cox, appear pro hac vice fee status: pd fee amt: \$100.00 Receipt #: 40728 Added Jennifer A. Zenker, Robert H. Cox. cc/cl [EOD 7/26/02] (ms) (Entered: 07/26/2002)
07/29/2002	149	Joint motion by United States of Am to continue , filed. . (ms) (Entered: 07/29/2002)
07/29/2002	149	Joint motion by United States of Am, Boston Scientific to continue trial , filed. (ms) (Entered: 07/29/2002)
07/29/2002		Judge Patti B. Saris. Endorsed Order entered denying [149-1] joint motion to continue. Denied. The court will try to schedule the trial in an automated courtroom for both segments. cc/cl [EOD Date 7/29/02] (ms) (Entered: 07/29/2002)
07/30/2002	150	Motion by Non-Party Philips Medical Systems for procedures To Govern the Use of SElected Confidential Documents at trial , filed. (ms) (Entered: 08/02/2002)
07/30/2002	151	Unopposed Motion of non-party Philips Medical Systems To keep Five documents under seal , filed. (ms) (Entered: 08/02/2002)
07/30/2002	152	Memorandum of non-party Philips Medical Systems in support of [151-1] motion To keep Five documents under seal, filed. (ms) (Entered: 08/02/2002)
07/30/2002	153	Affidavit of Marc L. Tumas, re: [152-1] support memorandum, [151-1] motion To keep Five documents under seal , filed. (ms) (Entered: 08/02/2002)
08/02/2002		Judge Patti B. Saris. Endorsed Order entered granting [150-1] motion for procedures To Govern the Use of SElected Confidential Documents at trial. Allowed with the following caveat. I am not necessarily asseding to the confidentiality designation. I may reject a request to close the courtroom or use an exhibit in my opinion if I don't agree it contains confidential commercial info. Otherwise this procedure is fine. cc/cl [EOD Date 8/2/02] (ms) (Entered: 08/02/2002)
08/05/2002		Bench trial held day one. Parties make opening statements. Pltf presents it's case. Court recesses at 1:03pm. (ms) (Entered: 08/06/2002)
08/05/2002	154	Judge Patti B. Saris. Clerk's Notes: re: Bench Trial day one. Parties make opening statements. Pltf presents it's case. Court recesses at 1:03pm. Court Reporter: Marie Cloonan (ms) (Entered: 08/06/2002)
08/06/2002		Bench trial held. Day 2 (ms) (Entered: 08/07/2002)
08/06/2002	155	Judge Patti B. Saris. Clerk's Notes: re: Bench Trial day 2. court recesses at 1:00pm. Court Reporter: Marie Cloonan (ms) (Entered: 08/07/2002)
08/08/2002		Bench trial held day 4. (ms) (Entered: 08/08/2002)
08/08/2002	156	Judge Patti B. Saris . Clerk's Notes: re: Bench Trial Pltf rests. deft presents it's case. Court recesses at 1:00pm Court Reporter: Marie Cloonan (ms) (Entered: 08/08/2002)
08/08/2002	157	Judge Patti B. Saris. Memorandum and Order entered re: [113-1] motion for reconsideration as to the fifth count of pltfs complaint. After hearing, the motion for reconsideration is denied. cc/cl [EOD Date 8/8/02] (ms) (Entered: 08/08/2002)
08/09/2002		Bench trial held. Day 5 (ms) (Entered: 08/12/2002)
08/09/2002	158	Judge Patti B. Saris. Clerk's Notes: re: Bench Trial day 5. Court recesses at 1:00pm. Court Reporter: Marie Cloonan (ms) (Entered: 08/12/2002)
08/12/2002		Mail sent to Kurt Lockwood returned by Post Office because: Incorrect address. (ms) (Entered: 08/12/2002)
08/23/2002	159	Notice of BSC Submission of expert report to include Errata and Supplement by Boston Scientific, filed. (ms) (Entered: 08/26/2002)
08/23/2002	160	Notice of Expert Report of Dr. James Langenfeld, filed. (ms) (Entered: 08/26/2002)
08/23/2002	161	Exhibits by Boston Scientific [160-1] re:Expert report of Dr. James Langenfeld. (ms) (Entered: 08/26/2002)
08/23/2002	162	Notice of Appendices to expert report, filed. (ms) (Entered: 08/26/2002)
09/17/2002		Bench trial held (ms) (Entered: 09/17/2002)
09/17/2002	166	Judge Patti B. Saris. Clerk's Notes: re: Bench Trial-Day 6 Defense resumes with testimony of Paul Sandman. Court recesses at 12:58pm. Court Reporter: Lee Marzilli (ms) (Entered: 09/17/2002)
09/17/2002	167	Transcript of proceedings for held on proceeding date: Sept. 17, 2002 before Judge: Patti B. Saris. Court Reporter: Lee Marzilli (ms) (Entered: 09/18/2002)

09/18/2002	168	Transcript of proceedings for held on proceeding date: 9/18/02 before Judge: Patti B. Saris. Court Reporter: Lee A. Marzilli (ms) (Entered: 09/19/2002)
09/18/2002		Bench trial held day 7 (ms) (Entered: 09/19/2002)
09/18/2002	170	Judge Patti B. Saris. Clerk's Notes: re: bench trial day 7. Court recesses at 1:04 pm. Court Reporter: Lee Marzilli (ms) (Entered: 09/19/2002)
09/19/2002		Bench trial held Day 8 (ms) (Entered: 09/19/2002)
09/19/2002	169	Judge Patti B. Saris . Clerk's Notes: re: Bench Trial day 8 Court recesses at 1:00pm Court Reporter: Lee Marzilli (ms) (Entered: 09/19/2002)
09/20/2002		Bench trial held (ms) (Entered: 09/23/2002)
09/20/2002	171	Judge Patti B. Saris. Clerk's Notes: re: Bench Trial-Day Nine. Defense rests. Court addresses Miscellaneous evidentiary issues with counsel. Counsel makes closing arguments. Parties to file Post-Trial Briefs by 10/23/02 with a maximum of 30 pages. REbuttal briefs due 11/7/02. Court recesses at 1:00. Court Reporter: Lee Marzilli (ms) (Entered: 09/23/2002)
09/20/2002	172	Witness list, filed. (ms) (Entered: 09/23/2002)
09/20/2002	173	Exhibit list, filed. (ms) (Entered: 09/23/2002)
09/24/2002	174	Transcript of proceedings for bench trial held on proceeding date: 9/19/02 before Judge: Patti B. Saris. Court Reporter: Lee Marzilli (ms) (Entered: 09/26/2002)
09/24/2002	175	Transcript of proceedings for Bench Trial held on proceeding date: 9/20/02 before Judge: Patti B. Saris. Court Reporter: Lee Marzilli (ms) (Entered: 09/26/2002)
09/30/2002	176	Transcript of proceedings for motion hearing held on proceeding date: 7/16/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	177	Transcript of proceedings for first day of trial held on proceeding date: 8/5/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	178	Transcript of proceedings for Second day of trial held on proceeding date: 8/6/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	179	Transcript of proceedings for third day of trial held on proceeding date: 8/7/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	180	Transcript of proceedings for fourth day of trial testimony of Paul Sandmane held on proceeding date: 8/8/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	181	Transcript of proceedings for Fourth day of trial held on proceeding date: 8/8/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	182	Transcript of proceedings for testimony of Paul Sandman, Fifth day of trial held on proceeding date: 8/9/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
09/30/2002	183	Transcript of proceedings for Fifth day of trial held on proceeding date: 8/9/02 before Judge: Patti B. Saris. Court Reporter: Marie Cloonan (ms) (Entered: 09/30/2002)
10/08/2002	184	Notice of appearance of attorney for United States of Am by Robert D. McCallum, Jr., filed. (ms) (Entered: 10/10/2002)
10/16/2002	185	Notice of Reduced deposition designation binder by Boston Scientific, filed. (ms) (Entered: 10/22/2002)
10/21/2002	186	Notice of: filing and the transcripts of the testimony of Paul Sandman on day 4,5 of the penalty hearing, by Boston Scientific, filed. (ms) (Entered: 10/22/2002)
10/21/2002	187	Transcript of proceedings for held on proceeding date: 8/8/02 before Judge: Patti B. Saris. Court Reporter: Cloonan (ms) (Entered: 10/22/2002)
10/23/2002	188	Post-Hearing Brief by United States of Am, filed. (ms) (Entered: 10/25/2002)
10/23/2002	190	Post trial Memorandum by Boston Scientific including proposed conclusions of law and finding of fact, filed. (ms) (Entered: 10/25/2002)
10/24/2002		Terminated document: [97-1] motion for leave to file reply memorandum and reply affidavit. (issue previously decided by Court.) Requested by rca. (rca) (Entered: 10/24/2002)
10/24/2002	189	Appendix by United States of Am in support of [188-1] brief, filed. (ms) (Entered: 10/25/2002)
11/07/2002	191	Reply by United States of Am to [190-1]Post trial memorandum, filed. (ms) (Entered: 11/12/2002)
11/07/2002	192	Reply by Boston Scientific to [188-1] US post hearing brief filed. (ms) (Entered: 11/12/2002)
01/22/2003		Terminated document:[114-1] motion to seal/impound, [131-1] motion in limine to exclude testimony of Dr. Schumann, [132-1] motion in limine to exclude evidence relating to overseas markets, [134-1] motion in limine as to irrelevant material, [135-1] motion in limine To exclude Testimony of Dr. James Langenfeld, [151-1] motion To keep Five documents under seal. (issues decided by prior court action) Requested by rca. (rca) (Entered: 01/22/2003)

03/28/2003	193	Judge Patti B. Saris. Memorandum and Order entered. The court orders that deft Boston Scientific Corp. pay a civil penalty of \$7,040,000.000 to the Federal Trade Commission. cc/cl [EOD Date 3/28/03] (ms) (Entered: 03/28/2003)
03/30/2003		CASE NO LONGER REFERRED TO Mag. Judge Lawrence P. Cohen . (ms) (Entered: 04/01/2003)
03/31/2003		Case closed. (ms) (Entered: 04/01/2003)
04/02/2003	194	Judge Patti B. Saris. Judgment; it is ordered and adjudged that final judgement is hereby entered in favor of the Pltf USA against Boston Scientific. Principal: \$ 7,040,000.00. cc/cl [EOD Date 4/2/03] (ms) (Entered: 04/02/2003)
