

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
Southern Division**

) IN RE SILICONE GEL BREAST) IMPLANTS PRODUCTS LIABILITY) LITIGATION (MDL-926)))))))	CASE NO. CV 92-P-10000-S (This document applies to all cases)
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ORDER No. 30F
(Amendment to Order No. 30)

The question has arisen as to whether, after a case has been remanded, a state or federal court should permit intervention or joinder of additional plaintiffs. This order is entered to indicate this court's view as to such intervention.

1. It would not be contrary to any direction or request by this court if a remand court permits joinder of additional plaintiffs in a remanded case provided (a) the additional plaintiffs are not making claims against Mentor, Bioplasty, or Dow Corning, (b) the additional plaintiffs have opted out of the Revised Settlement Program (or are not making claims against Bristol, Baxter, 3M, Inamed, McGhan, or Union Carbide or their affiliates as listed in the RSP), and (c) the additional plaintiffs agree to be subject to all orders and directives of this court to the same extent as the existing plaintiffs in the remanded case (*i.e.*, as if they had filed a separate case and such case had been transferred to this court and then been remanded).

2. The provisions of paragraph 4(c) of Order No. 5 entered in CV92-P-10000-S, authorizing in certain circumstances the joinder of additional plaintiffs without having to obtain prior court approval, do not apply to proceedings in another court after remand. Remand courts should make their own decisions, consistent with applicable procedural rules, whether or not to permit joinder of additional plaintiffs even if the conditions indicated in paragraph 1 above are satisfied.

This the 31st day of October, 1996.

/s/ Sam C. Pointer, Jr.
United States District Judge