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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION

NUVASIVE, INC., a Delaware corporation,

Plaintiff,

v.

ALPHATEC HOLDINGS, INC., a Delaware corporation, and ALPHATEC SPINE, INC., a California corporation,

Defendants.

) CASE NO.: 18-cv-00347-CAB-MDD

) **ORDER DISMISSING ACTION**
) **WITH PREJUDICE [Doc. No. 431]**

1 On June 7, 2022 the parties filed a joint motion to dismiss, and requested the
2 court retain jurisdiction over settlement. Therefore, the following order is entered:

- 3 1. All claims and counterclaims are dismissed with prejudice;
- 4 2. The jury verdict is vacated;
- 5 3. Magistrate Judge Mitchell D. Dembin or, in the event that he is no
6 longer assigned to this case, any Judge or Magistrate Judge of the
7 District Court to whom this case is reassigned, will retain jurisdiction
8 over the Parties to enforce the terms of the Settlement Agreement as
9 needed until September 30, 2024; and
- 10 4. All dates scheduled in this action are vacated.

11 **IT IS SO ORDERED.**

12 Dated: June 9, 2022



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14 Hon. Cathy Ann Bencivengo
15 United States District Judge
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