

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE**

***In Re: Atrium Medical Corp., C-Qur Mesh Products Liability Litigation  
MDL No. 2753***

**Civil Action No. \_\_\_\_\_  
(Jury Trial Demanded)**

---

**SHORT FORM COMPLAINT**

Come now the Plaintiff(s) named below, by and through their attorneys at \_\_\_\_\_,  
and for their Complaint against the Defendants named below, incorporate the Master Long Form  
Complaint in MDL No. 2753 by reference. Plaintiff(s) further show the Court as follows:

1. Plaintiff

\_\_\_\_\_

2. Consortium Plaintiff

\_\_\_\_\_

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator)

\_\_\_\_\_

4. Current State of Residence

\_\_\_\_\_

5. State of Residence at the Time of Implant (if different)

\_\_\_\_\_

6. State of Residence at the Time of Explant (if applicable and different)

\_\_\_\_\_

7. District Court and Division in which venue would be proper absent direct

filing \_\_\_\_\_

---

8. Defendants (Check Defendants against whom Complaint is made):

- A. Atrium Medical Corporation (“Atrium”);
- B. Maquet Cardiovascular US Sales, LLC (“Maquet”);
- C. Getinge AB (“Getinge”);

9. Basis of Subject Matter Jurisdiction

- Diversity of Citizenship

A. Paragraphs in Master Complaint upon which venue and jurisdiction lie:

---

---

---

B. Other allegations of jurisdiction and venue:

---

---

---

---

10. Defendants’ products implanted in Plaintiff (Check products implanted in Plaintiff)

- A. C-QUR;
- B. C-QUR Mosaic;
- C. C-QUR Edge;
- D. C-QUR TacShield;
- E. C-QUR Lite Mesh V-Patch
- F. C-QUR Mesh V-Patch
- G. Other C-QUR mesh product

---

---

11. Defendants' Products about which Plaintiff is making a claim. (Check applicable products)

- A. C-QUR;
- B. C-QUR Mosaic;
- C. C-QUR Edge;
- D. C-QUR TacShield;
- E. C-QUR Lite Mesh V-Patch
- F. C-QUR Mesh V-Patch
- G. Other C-QUR mesh product;

---

---

12. Date of Implantation as to Each Product

---

---

---

13. Date of Explant as to Each Product

---

---

---

14. Hospital(s) where Plaintiff was implanted (including City and State)

---

---

15. Implanting Surgeon(s)

---

---

16. Hospital(s) Where Plaintiff Had Explant (including City and State, if applicable)

---

---

17. Explanting Surgeon(s)

---

---

18. Plaintiff alleges the following injury(ies) he or she suffered as a result of the implantation of the subject C-QUR mesh product.

---

---

---

19. Counts in the Master Complaint brought by Plaintiff(s)

- Count I - Negligence
- Count II – Strict Liability – Design Defect
- Count III – Strict Liability – Manufacturing Defect
- Count IV – Strict Liability – Failure to Warn
- Count V – Strict Liability – Defective Product
- Count VI – Breach of Express Warranty
- Count VII – Breach of Implied Warranties of Merchantability and Fitness of Purpose
- Count VIII – Fraudulent Concealment
- Count IX – Constructive Fraud
- Count X – Discovery Rule, Tolling and Fraudulent Concealment
- Count XI – Negligent Misrepresentation



- iii. Punitive or enhanced compensatory damages;
- iv. Reasonable attorneys' fees as provided by law;
- v. The costs of these proceedings, including past and future cost of the suit incurred herein;
- vi. All ascertainable economic damages;
- vii. Survival damages (if applicable);
- viii. Wrongful death damages (if applicable);
- ix. Prejudgment interest on all damages as is allowed by law; and
- x. Such other and further relief as this Court deems just and proper.

**DEMAND FOR JURY TRIAL**

Plaintiff(s) hereby demand(s) a trial by jury on all issues so triable.

Dated: \_\_\_\_\_

\_\_\_\_\_

*Attorney(s) for Plaintiff(s)*