

# United States Court of Appeals For the First Circuit

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No. 16-1126

JEFFREY D'AGOSTINO,

Plaintiff, Appellant,

STATE OF CALIFORNIA; STATE OF CONNECTICUT; DISTRICT OF COLUMBIA;  
STATE OF FLORIDA; STATE OF GEORGIA; STATE OF HAWAII; STATE OF  
ILLINOIS; STATE OF INDIANA; STATE OF LOUISIANA; STATE OF  
MARYLAND; COMMONWEALTH OF MASSACHUSETTS; STATE OF MICHIGAN;  
STATE OF MONTANA; STATE OF NEVADA; STATE OF NEW HAMPSHIRE; STATE  
OF NEW JERSEY; STATE OF NEW MEXICO; STATE OF NEW YORK; STATE OF  
NORTH CAROLINA; STATE OF OKLAHOMA; STATE OF RHODE ISLAND; STATE  
OF TENNESSEE; STATE OF TEXAS; COMMONWEALTH OF VIRGINIA; STATE OF  
WISCONSIN; JOHN DOE; UNITED STATES; STATE OF DELAWARE; STATE OF  
MINNESOTA,

Plaintiffs,

v.

EV3, INC.; MICROTHERAPEUTICS, INC.,

Defendants, Appellees,

JOHN CUBELIC; VITAS J. SIPELIS; JOHN HARDIN; BRETT WALL,

Defendants.

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## **ERRATA SHEET**

The opinion of this Court issued on December 23, 2016, is amended as follows:

On page 8, line 17, the word "Center" is replaced with "Centers."

On page 20, line 12, the word "approval" is replaced with "approved."