

06-179 RIEGEL V. MEDTRONIC, INC.

DECISION BELOW: 451 F3d 104

LOWER COURT CASE NUMBER: 04-0412

QUESTION PRESENTED:

Whether the express preemption provision of the Medical Device Amendments to the Food, Drug, and Cosmetic Act, 21 U.S.C. §360k(a), preempts state-law claims seeking damages for injuries caused by medical devices that received premarket approval from the Food and Drug Administration.

CERT. GRANTED 6/25/2007