

FILED

NOV 04 2021

RACHELLE L. HARZ

¹⁸⁶
SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CASE NO. 296

Master Docket No. BER-L-936-13 MCL

CIVIL ACTION

ORDER

IN RE STRYKER REJUVENATE &
ABG II MODULAR HIP
IMPLANT LITIGATION

This Document Relates to ALL ACTIONS

**ORDER DISMISSING WITHOUT PREJUDICE CERTAIN ADDITIONAL LAWSUITS
IN WHICH THE PARTIES HAVE AGREED TO DISMISSAL WITH TOLLING**

In further management of its docket, on September 16, 2019 (“Sept. Order”), the Court entered an Order Regarding Unrevised Plaintiffs establishing certain mandatory tolling election response obligations on the part of Unrevised Plaintiffs in this Multi-county Litigation. The tolling election deadline set forth in that Order was subsequently extended. Thereafter, on January 31, 2020, the Court entered an Order dismissing without prejudice certain identified matters wherein the respective Plaintiff(s) elected to dismiss their matters and accept the tolling terms outlined in the Sept. Order (“First Dismissal Order”).

Since entry of the First Dismissal Order additional plaintiffs have provided election responses accepting the tolling terms outlined in the Sept. Order. Pursuant to the terms of the Sept. Order, the following additional lawsuits have been identified and listed in Exhibit A attached hereto, as lawsuits pending before this Court in which the identified Plaintiffs have elected to accept the tolling terms offered by HOC, as set forth in the Sept. Order, and consented to the filing of a dismissal without prejudice based upon those tolling terms.

Accordingly, **IT IS HEREBY ORDERED:**

Each of the pending lawsuits identified in Exhibit A hereto are hereby dismissed in their entirety without prejudice and without costs to any party pursuant to the tolling terms set forth in this Court's prior September 16, 2019 Order.

SO ORDERED:

A handwritten signature in black ink, appearing to read "Rachelle L. Harz", written over a horizontal line.

HON. RACHELLE L. HARZ, J.S.C.

Dated: November 4th, 2021

ABGII/Rejuvenate NJ MCL

Exhibit A: Cases to be Dismissed without Prejudice Pursuant to Tolling Terms

	Case No.	Plaintiff Last Name	Plaintiff First Name	Counsel
1.	BER-L-007698-19	Burns	Billie and Robert	Weitz & Luxenberg Hollis, Wright & Couch, P.C
2.	BER-L-004130-20	Burns	Wilma	Aylstock Witkin Kreis & Overholtz
3.	BER-L-004131-20	Collins	Joanne M.	Aylstock Witkin Kreis & Overholtz
4.	BER-L-004132-20	Craven	Robert Thomas	Aylstock Witkin Kreis & Overholtz
5.	BER-L-003825-14	Ford	Audra and Hunter	Searcy Denney Scarola Barnhart & Shipley
6.	BER-L-020499-14	Friedman	Selma	Blume, Goldfaden, Berkowitz, Donnelly, Fried & Forte
7.	BER-L-004008-14	Garber	Elaine and Melvin	Searcy Denney Scarola Barnhart & Shipley
8.	BER-L-003585-14	Garofolo	Toby	Weitz & Luxenberg
9.	BER-L-005749-13	Gunmitz	Hyman	Blume, Goldfaden, Berkowitz, Donnelly, Fried & Forte
10.	BER-L-003480-15	Headlee	Norma	Aylstock Witkin Kreis & Overholtz
11.	BER-L-003870-14	Hermanni	Kurt and Lita	Searcy Denney Scarola Barnhart & Shipley
12.	BER-L-004756-15	House	Debra	Weitz & Luxenberg
13.	BER-L-006210-15	Huber	Frances	Aylstock Witkin Kreis & Overholtz
14.	BER-L-004114-20	Huff Tuckness	Barbara and George	Aylstock Witkin Kreis & Overholtz
15.	BER-L-005277-16	King	Emelie	Weitz & Luxenberg
16.	BER-L-004134-20	Larkin	Harry	Aylstock Witkin Kreis & Overholtz
17.	BER-L-004135-20	Lovero, Sr.	Frank	Aylstock Witkin Kreis & Overholtz
18.	BER-L-003898-14	Mario	Barbara	Searcy Denney Scarola Barnhart & Shipley
19.	BER-L-004136-20	Mayo	James E.	Aylstock Witkin Kreis & Overholtz
20.	BER-L-010024-14	Moossun	Dorothy	Weitz & Luxenberg
21.	BER-L-001327-16	Moson	Madlen and John	Searcy Denney Scarola Barnhart & Shipley
22.	BER-L-005623-14	Owen	Karen	Weitz & Luxenberg
23.	BER-L-006271-14	Pack	Donald D. and Janet M.	Parker Waichman LLP Neblett Beard and Arsenault
24.	BER-L-004137-20	Paulson	Harold Albert	Aylstock Witkin Kreis & Overholtz
25.	BER-L-05273-16	Phillips	Charlie	Weitz & Luxenberg
26.	BER-L-004138-20	Puls	Pamela A.	Aylstock Witkin Kreis & Overholtz
27.	BER-L-05275-16	Ray	Brenda	Weitz & Luxenberg
28.	BER-L-004112-20	Roberts	Shirley H. and Richard M.	Aylstock Witkin Kreis & Overholtz
29.	BER-L-003856-14	Salvatore	Rocco	Searcy Denney Scarola Barnhart & Shipley

	Case No.	Plaintiff Last Name	Plaintiff First Name	Counsel
30.	BER-L-004047-14	Sanford	Gary	The Miller Firm, LLC
31.	BER-L-006231-15	Schimantowski	Janelle F	Aylstock Witkin Kreis & Overholtz
32.	BER-L-005292-14	Smith	Joyce and James	Searcy Denney Scarola Barnhart & Shipley
33.	BER-L-005981-14	Targac	Frank and Mildred	Weitz & Luxenberg
34.	BER-L-004139-20	Tecchio	Sheila	Aylstock Witkin Kreis & Overholtz
35.	BER-L-003848-14	Thornbery	Matthew and Lisa	Searcy Denney Scarola Barnhart & Shipley
36.	BER-L-005931-15	Tyler	Ellen and Orla Brammeier	Searcy Denney Scarola Barnhart & Shipley
37.	BER-L-004848-15	Young	Marilyn	Aylstock Witkin Kreis & Overholtz