

FILED

SEP 01 2017

**RACHELLE L. HARZ
J.S.C.**

IN RE Stryker Rejuvenate & ABG II

Modular Hip Implant LITIGATION

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION: BERGEN COUNTY

CASE NO. 296

MASTER DOCKET NO. BER-L-936-13

CIVIL ACTION

THE HONORABLE RACHELLE L. HARZ

**ORDER TO ESTABLISH QUALIFIED
SETTLEMENT FUND
FOR THE SETTLEMENT PROGRAM AND
APPOINTING QSF ADMINISTRATOR**

Pursuant to the Motion to Establish Qualified Settlement Fund and to Appoint QSF Administrator (the "Motion") agreed upon by the parties, and for good cause shown, the Court hereby enters the following Order establishing a Qualified Settlement Fund and appointing a QSF Administrator and related matters:

1. A QSF Award Account is hereby established as a Qualified Settlement Fund within the meaning of Treasury Regulation Section 1.468B-1;
2. Providio MediSolutions LLC ("Providio"), is hereby appointed as the QSF Administrator of the QSF (the "QSF Administrator"), pursuant to the terms,

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conditions and restrictions of this Motion, the terms of the MSA, and the QSF Agreement, and is hereby granted the authority to conduct any and all activities necessary to administer this QSF Award Account as described in this Motion, the MSA, and the QSF Agreement;

3. Providio is authorized as the QSF Administrator to effect qualified assignments of any resulting structured settlement liability or similar vehicle within the meaning of Section 130(c) of the Internal Revenue Code to the qualified assignee;
4. Providio is authorized as the QSF Administrator to segregate settlement funds into sub accounts as described in paragraph 7 of this Motion, to distribute funds to the relevant parties as described in paragraph 9 of this Motion, to distribute funds from the Common Benefit Cost Assessment Account as described in paragraph 10 of this Motion, and to invest the funds as set forth in paragraphs 12 and 13 of this Motion;
5. Providio is authorized as the QSF Administrator to hold back funds, as described in paragraph 8 of this Motion, for payment to government and private health plans as applicable;
6. Providio is authorized as the QSF Administrator to make distributions of the settlement proceeds as set forth in this Motion, the MSA, and the QSF Agreement;
7. Providio is authorized as the QSF Administrator, upon final distribution of all monies paid into the QSF Award Account, to take appropriate steps to wind down the QSF Award Account and thereafter discharging the QSF Administrator from any further responsibility with respect to the QSF Award Account; and

8. Providio is authorized as the QSF Administrator to deposit the settlement funds in Huntington Bank to be held and invested as set forth herein.

Dated: Sept 1, 2017



Rachelle L. Harz, J.S.C.