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FILED

AUG 26 2013

BRIAN R. MARTINOTTI
J.S.C.

DIANNE PINGEL AND PHILLIP PINGEL,

Plaintiffs,

vs.

HOWMEDICA OSTEONICS CORPORATION,
a New Jersey Corporation d/b/a STRYKER
ORTHOPAEDICS,

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

DOCKET NO. BER-L-5993-12

CIVIL ACTION

MASTER DOCKET NO. BER-L-936-13
CASE CODE 296

**ORDER GRANTING THE MOTION
FOR THE *PRO HAC VICE* ADMISSION
OF PAUL E. ASFENDIS, ESQ.**

THIS MATTER having come before the Court upon the motion of Defendant Howmedica Osteonics Corp. ("HOC"), by and through its attorneys, Gibbons P.C., for an Order admitting attorney Paul E. Asfendis, Esq. from the New York, New York office of Gibbons P.C., *pro hac vice* in the above-captioned matter; and the Court having read and considered all submissions in connection with the Motion; and good cause appearing,

IT IS on this 26 day of August, 2013,

ORDERED that Paul E. Asfendis, Esq. is hereby admitted *pro hac vice* to represent HOC in this litigation in association with New Jersey counsel, Gibbons P.C., in the above-captioned matter; and

IT IS FURTHER ORDERED that:

1. Mr. Asfendis shall abide by the Rules Governing the Courts of the State of New Jersey, including all Disciplinary Rules, R. 1:20-1 and R. 1:28-2;

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2. Mr. Asfendis shall, and hereby does, consent to the appointment of the Clerk of the Supreme Court as agent upon whom service may be made for all actions against him or his firm that may arise out of his participation in this matter;

3. Mr. Asfendis shall immediately notify the Court of any matter affecting his standing at the Bar of any other court;

4. Mr. Asfendis shall have all pleadings, briefs and other papers filed with this Court signed by an attorney of record authorized to practice in New Jersey, who shall be held responsible for them, the conduct of the case and the attorney admitted herein;

5. No adjournment or delay in discovery, motions, and trial or any other proceeding shall occur or be requested by reason of the inability of Mr. Asfendis to be in attendance;

6. Mr. Asfendis will not be designated as trial counsel for purposes of Rule 4:25-4;

7. Mr. Asfendis must, within ten (10) days of receipt of this Order, pay the fees required by R. 1:20-1 and R. 1:28-2;

8. Automatic termination of *pro hac vice* admission shall occur for failure to make the required annual payments as set forth in Paragraph 7 herein. Proof of such payments, after filing proof of the initial payment, shall be made no later than February of each year;

9. Non-compliance with any terms of these requirements shall constitute grounds for removal; and

IT IS FURTHER ORDERED that Counsel for HOC shall serve a copy of this Order on all parties with seven (7) days.



Hon. Brian R. Martinotti, J.S.C.

[] Opposed
[] Unopposed