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**FILED**

**APR 25 2022**

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

SANG HO JEONG, JONG HYEOK LEE,  
AND HAKSU KIM,

Plaintiffs,

v.

DePUY ORTHOPAEDICS, INC., et al.,  
Defendants.

: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION: BERGEN COUNTY  
: DOCKET NUMBER: BER-L- 1176-22  
: MASTER DOCKET NO.: BER-L-3971-11  
: CASE NO. 293

CIVIL ACTION

IN RE: DePuy ORTHOPAEDICS, INC.  
ASR™ HIP IMPLANT PRODUCTS  
LIABILITY LITIGATION

**ORDER GRANTING  
DEFENDANTS' MOTION TO DISMISS  
PLAINTIFFS' FIRST AMENDED  
COMPLAINT ON LACK OF PERSONAL  
JURISDICTION AND FORUM NON  
CONVENIENS GROUNDS**

**THIS MATTER** having been brought before the Court by Faegre Drinker Biddle & Reath LLP, attorneys for Defendants DePuy Orthopaedics, Inc., Johnson & Johnson, Johnson & Johnson Services, Inc. and Johnson & Johnson International; the Court having heard and considered the moving papers, any opposition papers, any reply papers, the arguments of counsel, and good cause having been shown;

IT IS on this 25<sup>th</sup> day of April, 2022,

**ORDERED** that Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint on Lack of Personal Jurisdiction and *Forum Non Conveniens* Grounds is hereby **GRANTED**;

**IT IS FURTHER ORDERED** that Plaintiffs' First Amended Complaint is hereby dismissed without prejudice for 30 days to allow Plaintiffs to re-file their cases in the appropriate venue in their home jurisdiction of South Korea; thereafter the First Amended Complaint is dismissed with prejudice as to all Defendants;

**IT IS FURTHER ORDERED** that if Plaintiffs' cases are re-filed in the appropriate venue in their home jurisdiction of South Korea within 30 days of entry of this Order, DePuy International Limited and Johnson & Johnson Medical Limited Korea shall: (1) agree to accept service of process in South Korea; (2) waive any applicable statutes of limitations and repose defenses that may be available under South Korean law; and (3) agree to satisfy any final, post-appeal judgment awarded to Plaintiffs.

**IT IS FURTHER ORDERED** that a copy of this Order shall be served upon Plaintiffs' counsel within seven (7) days of the date of this Order.

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

This motion was:

Opposed

Unopposed

oral argument  
reasons set forth on the record