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**FILED**

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MARY F. THURBER, J.S.C.

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*Attorneys for Defendant C. R. Bard, Inc.*

MARY MCGINNIS AND THOMAS WALSH  
MCGINNIS,

Plaintiffs,

vs.

C. R. BARD, INC., BARD MEDICAL  
DIVISION, a Division of C. R. Bard, Inc.,  
BARD UROLOGICAL DIVISION, a Division  
of Bard Medical Division, AND JOHN DOES 1-  
20,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION, BERGEN COUNTY

CIVIL ACTION

**DOCKET NO. BER-L-017543-14**

**ORDER ON DEFENDANT C. R. BARD, INC.'S MOTION TO  
SUPPLEMENT THE TRIAL RECORD**

THIS MATTER having been opened to the Court by C. R. Bard, Inc. ("Bard") on its Motion to Supplement the Trial Record in the above-captioned matter, and having heard oral argument, and for other good cause shown; IT IS on 17<sup>th</sup> of August, 2018.

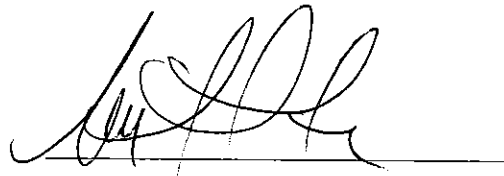
**ORDERED AS FOLLOWS:**

□ Bard's Motion to Supplement the Record is granted in part. Copies of the color-coded deposition transcripts that were provided to the Court during pretrial arguments containing colored highlighting indicating the parties' deposition designations and counter designations will be made part of the record. The color-coded deposition transcripts that will become part of the record are annexed to this Order and include:

- Exhibit A: Deposition of Dr. Elizabeth Barbee (11.17.2016), argued at pretrial hearing on February 12-13, 2018 at pp. 4-170, 3-19;
- Exhibit B: Deposition of Ronald Bracken (9.28.2017), argued at pretrial hearing on February 13, 2018 at pp. 19-96;
- Exhibit C: Deposition of Robert Orr (7.23.2012), argued at pretrial hearing on February 13, 2018 at pp. 97-116;
- Exhibit D: Deposition of Laura Bigby (8.23.2012; 8.24.2012; 6.14.2013; 8.8.2013), argued at pretrial hearing on February 13, 2013 at pp. 119-149;
- Exhibit E: Deposition of David Ciavarella (1.17.2012; 1.20.2012; 9.4.2012), argued at pretrial hearing on February 13, 2018 at pp. 149-184;
- Exhibit F: Deposition of Dr. Shlomo Raz (10.19.2016), argued at pretrial hearing on February 14, 2018 at pp. 14-118;
- Exhibit G: Deposition of Frank Zakrzewski (3.7.2014), argued at pretrial hearing on February 14, 2018 at pp. 123-151;
- Exhibit H: Deposition of Dr. Jason Eckel (1.30.2017), argued at pretrial hearing on February 14, 2018 at pp. 152-170;
- Exhibit I: Deposition of Jonathan Conta (12.11.2012; 4.17.2013), argued at pretrial hearing on February 14-15, 2018 at pp. 170-202, 4-38;
- Exhibit J: Deposition of John DeFord (2.15.2013), argued at pretrial hearing on February 15, 2018 at pp. 38-74;
- Exhibit K: Deposition of Dr. James Ross (5.10.2012 and 6.14.2012), argued at pretrial hearing on February 15, 2018 at pp. 74-135;
- Exhibit L: Deposition of JaMarr Brown (9.11.2014), argued at pretrial hearing on February 20, 2018 at pp. 3-21;
- Exhibit M: Deposition of Walter Freitag (8.17.2014), argued at pretrial hearing on February 20, 2018 at pp. 22-31;
- Exhibit N: Deposition of Michael Hennick (10.2.2014), argued at pretrial hearing on February 20, 2018 at pp. 31-40;

- Exhibit O: Deposition of Alejandro Aviles (10.17.2014), argued at pretrial hearing on February 20, 2018 at pp. 40-69;
- Exhibit P: Deposition of Robert Young (11.18.2014), argued at pretrial hearing on February 20, 2018 at pp. 69-89;
- Exhibit Q: Deposition of Dr. Mary Jannelli (2.1.2017), argued at pretrial hearing on February 21, 2018 at pp. 3-21;
- Exhibit R: Deposition of Dr. Eva Manitus (1.27.2017), argued at pretrial hearing on February 21, 2018 at pp. 21-29;
- Exhibit S: Deposition of Dr. Dennis Zolnoun (2.17.2017), argued at pretrial hearing on February 21, 2018 at pp. 29-40;
- Exhibit T: Deposition of John Weiland (8.27.2014; 12.2.2015), argued at pretrial hearing on February 21, 2018 at pp. 41-68;
- Exhibit U: Deposition of Lawrence Leonard (7.25.2014; 9.24.2014), argued at pretrial hearing on February 21, 2018 at pp. 68-90;
- Exhibit V: Deposition of Stacy Gray (1.27.2017), argued at pretrial hearing on February 21, 2018 at pp. 96-116;
- Exhibit W: Deposition of Scott Britton (6.25.2012; 11.28.2012), argued at pretrial hearing on February 21, 2018 at pp. 116-138;
- Exhibit X: Deposition of Michael Barnette (6.2.2014; 7.2.2014), argued at pretrial hearing on February 21, 2018 at pp. 138-175; and
- Exhibit Y: Deposition of Emily Wegmann (1.31.2017), argued at pretrial hearing on February 15, 21, 28 at pp. 137-141, 94-99, 30-39.

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



Hon. Mary F. Thurber, J.S.C.

This Motion was  Opposed  Unopposed