

OCT 10 2019

SUPERIOR COURT OF NEW JERSEY
J.S.C.

LAW DIVISION: BERGEN COUNTY

CASE NO. 291
MASTER DOCKET NO.: BER-L-11575-14

CIVIL ACTION

CASE
MANAGEMENT ORDER #57

All prior orders remain in full force and effect except as modified by this Order.

IN RE: PELVIC MESH/GYNECARE
LITIGATION

THIS MATTER having been reassigned to the Bergen County Vicinage, from Atlantic County, pursuant to the Supreme Court’s Order of October 31, 2014; the Court having conducted a Case Management Conference; counsel appearing; for good cause shown and for the reasons set forth on the record;

IT IS on this 10th day of October, 2019, **ORDERED** as follows:

- I. ORDERS ENTERED SINCE LAST CASE MANAGEMENT CONFERENCE**
 - A. Case Management Order #55, entered on July 10, 2019
 - B. Prolift/Tennessee Plaintiff Pre-Trial Scheduling Order (Amended July 19, 2019), entered on July 19, 2019
 - C. Case Management Order #56, entered on July 23, 2019
 - D. TVT-O Pre-Trial Scheduling Order (Fourth Amended), entered on August 6, 2019
 - E. Karla B. Nelson, et al. v. Ethicon, Inc., et al., BER-L-11114-14, Order permitting counsel to withdraw from representation of Plaintiffs and requiring Plaintiffs to file a substitution of attorney or disclosure, entered on June 13, 2019
 - F. Karla B. Nelson, et al. v. Ethicon, Inc., et al., BER-L-11114-14, Order denying motion to dismiss complaint with prejudice for Plaintiffs’ failure to comply with the Court’s June 13, 2019 Order
 - G. Order granting the motion for the pro hac vice admission of Paul S. Rosenblatt, Esq., entered on June 20, 2019

- H. Order granting the motion for the pro hac vice admission of Alyson Bustamante Jones, Esq., entered on June 20, 2019
- I. Sandra L. Darrah Hansen, et al. v. Ethicon, Inc., et al., BER-L-011513-14, Order setting reasonable fee, entered on June 20, 2019
- J. Catherine R. Lawrence v. Ethicon, Inc., et al., BER-L-12262-14 MCL, Order in support of motion for leave to file an amended complaint, entered July 23, 2019
- K. Order admitting Thomas P. Cartmell, Esq., pro hac vice, entered on August 5, 2019
- L. Order admitting Sandy A. Liebhard, Esq., pro hac vice, entered on August 6, 2019
- M. Order granting the motion for pro hac vice admission of Lee B. Balesky, entered on August 6, 2019
- N. Catherine R. Lawrence v. Ethicon, Inc., et al., BER-L-12262-14 MCL, Order staying time to answer, move of otherwise respond to Amended Complaint, entered August 6, 2019
- O. Order Appointing Special Master, entered on August 15, 2019
- P. Susong, McKnight, Tays: Decision and Order to Sever Nancy Susong v. Ethicon, Inc., entered on August 16, 2019
- Q. Omnibus Order (1) of Dismissals with Prejudice, entered August 21, 2019
- R. Order admitting Daniel C. Burke, Esq., pro hac vice, entered September 13, 2019
- S. Carolyn Tays, et al. v. Ethicon Inc., et al., Order granting the motion for the pro hac vice admission of Kimberly Gustafson Bueno, Esq., entered September 17, 2019
- T. Stacie J. McKnight v. Ethicon, Inc., et al., Order granting the motion for the pro hac vice admission of Kimberly Gustafson Bueno, Esq., entered September 17, 2019
- U. See Schedule A for dismissal Orders.

II. COMPLIANCE WITH PRIOR ORDERS

- A. Case Management Order #55, entered on July 10, 2019
- B. Case Management Order #56, entered on July 23, 2019
- C. Prolift/Tennessee Plaintiff Pre-Trial Scheduling Order, entered on July 19, 2019
- D. TVT-O Pre-Trial Scheduling Order (Fourth Amended), entered on August 6, 2019

III. CASE MANAGEMENT

A. Next trial

1. Case Selection

- a. The Tennessee Plaintiff Prolift cases the Court has selected for a November 12, 2019 trial date (listed below), are on schedule. 0
 1. McKnight, Stacie J. Miller, (BER-L-010227-14), Bernstein Liebhard; Law Offices of Jan Meyer & Associates
 2. Tays, Carolyn Atkinson, (BER-L-011577-14), Bernstein Liebhard

B. The status of TVT-O cases the Court has selected for an April 6, 2020 trial date (listed below), is as follows:

1. Reyes, Yvette Castruita Ramirez (BER-L-012431-14), Bernstein Liebhard; Law Offices of Jan Meyer & Associates, is on schedule;
2. Detrick, Teri, (BER-L-007144-15), Law Offices of Jan Meyer and Bernstein Liebhard, is on schedule;
3. Farnsworth, Cheri Lynn & Leland, (BER-L-014433-14), Hecht Kleeger and Oshman & Mirisola; is not on schedule due to problems scheduling treating doctor depositions.

IV. GENERAL

A. Directive #08-19

B. Request for trial space at Courthouse

C. Selection of future trial pools

D. Order of Dismissal Without Prejudice of cases involving products on the market with no revision or removal surgeries.

E. Cases originally filed in the U.S. District Court for District of New Jersey, voluntarily dismissed from the DNJ, and then re-filed in the NJ Pelvic Mesh MCL

1. Rodriguez, Susan (BER-L-005271-19)
2. Watts-Jackson, Lisa (BER-L-005272-19)
3. Martin, Teresa (BER-L-005273-19)
4. Brandenburg, Susan (BER-L-005274-19)



RACHELLE L. HARZ, J.S.C.