

FILED

OCT 14 2011

Carol E. Higbee, P.J.Cv.

**In re PELVIC MESH / GYNECARE
LITIGATION,**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, ATLANTIC COUNTY

CIVIL ACTION

Case No. 291 CT
Master Case 6341-10

Hon. Carol E. Higbee, P.J. Cv.

CASE MANAGEMENT ORDER NO. 6

Counsel for the parties having appeared for a case management conference on September 15, 2011:

IT IS ON THIS 14 **day of October, 2011,**

ORDERED as follows:

1. The deposition of Defendants' designated Rule 4:14-2(c) witness on sales representative practices shall take place on October 4 and 5. Documents produced in connection with this deposition shall be served upon Plaintiffs at least ten (10) days before the deposition.

2. The parties shall work together to schedule the deposition of Defendants' designated Rule 4:14-2(c) witness relating to corporate structure on or before October 30, 2011. Documents produced in connection with this deposition shall be served upon Plaintiffs at least ten (10) days before the deposition.

3. The deposition of Defendants' designated Rule 4:14-2(c) witness on electronically stored information/information management systems is scheduled for November 8 and 9, 2011. Documents produced in connection with this deposition shall be served upon Plaintiffs at least ten (10) days before the deposition.

4. The parties will continue to meet and confer on the scope of Defendants' requests regarding preservation of content generated by Plaintiffs on social media sites. To the extent counsel cannot resolve disputes on this issue, counsel for Defendants should request a conference call with the Court.

5. The parties will continue to meet and confer on the scope of Plaintiffs' document requests, in an attempt to narrow issues in dispute. To the extent counsel cannot resolve disputes on such issues, either party may request a conference call with the Court or present such issues to the Court in a written submission.

6. The parties will meet and confer to schedule a total of at least ten (10) corporate witness depositions to be completed by the end of 2011. Defendants shall use best efforts to produce documents specifically associated with each deposition at least ten (10) days before the deposition. Both parties reserve rights to object to or to seek to extend the duration of depositions.

7. As part of the meet and confer process, Defendants will advise Plaintiffs whether the witnesses listed in Plaintiffs' global deposition notice are no longer employed by Defendants and for any witness for which defense counsel is not able to facilitate the scheduling of a deposition. Defendants shall provide the most recent contact information within 5 days of Plaintiffs request to schedule that witness for deposition.

8. The revised Master Short Form Complaint referenced in Paragraph 10(b) of Case Management Order No. 5 entered on September 15, 2011 (which inadvertently was omitted as an attachment to that order) is annexed hereto as Exhibit A and replaces the Master Short Form Complaint previously served in this matter on June 2, 2011. The Master Short Form Complaint dated June 2, 2011 shall be removed from the Court's website. The revised Master Short Form Complaint shall be posted on the Court's website at: <http://www/judiciary.state.nj.us/masstort/forms/index.htm>. All individual complaints filed after the date of entry of this Order shall utilize the revised Master Short Form Complaint. The remaining provisions of Case Management Order No. 3 remain in full force and effect.

9. The parties agree to begin to meet and confer by November 1, 2011 regarding the selection and work-up of bellwether cases.

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



Carol E. Higbee, P.J. Cv.