

FILED

MAR 25 2015

BRIAN R. MARTINOTTI, J.S.C.

In re: Pelvic Mesh/Gynecare Litigation

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:
: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION – BERGEN COUNTY
:
: MASTER CASE NO. BER-L-11575-14

Civil Action

Gynecare Litigation, Case No. 291

ORDER

THIS MATTER having been opened to the Court by Sanders Viener Grossman, LLP, counsel for Plaintiffs, and counsel for Defendants Ethicon, Inc., Ethicon Women’s Health and Urology, Gynecare, and Johnson and Johnson (hereinafter referred to as the “Defendants”); and

WHEREAS, Sanders Viener Grossman, LLP has filed several hundred individual cases in the above-referenced Master Case (hereinafter referred to as “The Sanders Cases”);

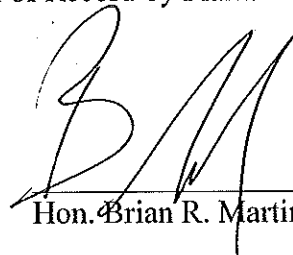
WHEREAS, the parties seek to minimize the administrative and logistical burden The Sanders Cases will place on the Court and the parties; and

WHEREAS, all parties consent to the entry of this Order, and for good cause shown,

IT IS on this 25th day of March, 2015, ORDERED:

1. The provisions contained herein apply only to the Sanders Cases referenced above and shall not be construed as impacting or amending any prior Orders or other cases in In re: Pelvic Mesh/Gynecare Litigation; and
2. Defendants Ethicon, Inc., Ethicon Women’s Health and Urology, Gynecare, and Johnson and Johnson hereby waive formal service requirements of the Amended Complaints in the Sanders Cases, and service upon counsel referenced below (“Riker Danzig”) will constitute good and valid service; and
3. Plaintiffs’ counsel will serve upon Riker Danzig the Amended Complaints in the Sanders Cases electronically via PDF files on a CD or DVD; and
4. None of the Sanders Cases which are served pursuant to this Consent Order will be dismissed for lack of prosecution; and

5. Defendants' counsel may file Stipulations in Lieu of Short Form Answers for the Sanders Cases listing the specific Plaintiffs and Docket Numbers to which said Stipulation applies in an exhibit. Defendants will not be required to file individual Short Form Answers, provided: Counsel of Record is notified of the filing of such Stipulation by electronic mail and the Stipulations are filed on LexisNexis File and Serve, and Defendants pay the individual filing fees for each case listed in said Stipulation exhibit; and
6. Plaintiffs' counsel will serve 80 Plaintiff Fact Sheets per month until all the Plaintiff Fact Sheets are served in the Sanders Cases; and
7. Defendants' counsel will serve corresponding Defendant Fact Sheets in a minimum of 10 Sanders Cases per week, in the order of receipt of Plaintiff Fact Sheets, until all the Defendant Fact Sheets are served in the Sanders Cases; and
8. Plaintiffs' counsel may serve the Plaintiff Fact Sheets in the Sanders Cases electronically via CD or DVD; and
9. Plaintiffs' counsel and Defendants' counsel shall serve copies of Plaintiff Fact Sheets and Defendant Fact Sheets on Plaintiffs' liaison counsel as provided for in CMO No. 5, paragraph 7; and
10. A copy of this Order will be served upon all Counsel of Record by Plaintiffs' counsel within 10 days of receipt thereof.



Hon. Brian R. Martinotti