

FILED

DECEMBER 2021
SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY
RACHELLE L. HARZ
J.S.C.

IN RE STRYKER LFIT CoCr V40
FEMORAL HEADS HIP IMPLANT
LITIGATION

CASE NO. 624
MASTER DOCKET NO. BER-L-7859-17

CIVIL ACTION

This Document Relates to ALL ACTIONS

CASE MANAGEMENT ORDER NO. 16

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

**ORDER REGARDING REVIEW OF
POST-DECEMBER 16, 2021 NEWLY FILED CASES**

This Order applies to all open cases filed in or transferred to this multicounty Litigation, Case No. 624, Master Docket No. 7859-17 (this "MCL"), *on or after December 16, 2021* as set forth herein.

Consistent with this Court's inherent authority to manage these judicial proceedings and with the MDL proceedings, the Court finds that the interests of the effective management of this litigation are best served by implementing a joint review process of all cases *filed on or after the December 16, 2021 announcement* of a confidential inventory settlement of certain matters to determine if compliance with the Court's prior Orders, including Case Management Order No. 10 and the responsibilities of individual plaintiffs' attorneys referenced therein, has been met by filing counsel.

Accordingly, **IT IS** on this 20th day of December 2021, **ORDERED**:

1. Plaintiffs' Executive Committee shall review all cases filed on or after December 16, 2021 once individual plaintiff's counsel has served their fully completed Plaintiff Fact Sheet ("PFS") in each case.
 - a. To facilitate this review process or to address any issues raised regarding counsel's compliance with their filing and ongoing obligations, including their "reasonable

inquiry” obligations under Rule 1:4-8 and other duties previously referenced by this Court, individual plaintiffs’ attorneys for each newly filed post-December 16, 2021 case shall confer with members of Plaintiffs’ Executive Committee, as necessary.

b. If any individual plaintiff’s counsel fails to respond to Plaintiffs’ Executive Committee’s request to confer or fails to comply in whole or part with this Order (or prior Orders of this Court in the MCL), then Plaintiff’s lead counsel shall promptly inform the Court.

2. Defendant’s counsel also shall review all cases filed on or after December 16, 2021 once individual plaintiff’s counsel has served their fully completed PFS in each case.

a. To facilitate this review process or to address any issues raised regarding counsel’s compliance with their filing and ongoing obligations, including their “reasonable inquiry” obligations under Rule 1:4-8 and other duties previously referenced by this Court, individual plaintiffs’ attorneys for each newly filed post-December 16, 2021 case shall confer with Defendant’s counsel, as necessary.

b. If any individual plaintiff’s counsel fails to respond to Defendant’s counsel’s request to confer or fails to comply in whole or part with this Order (or prior Orders of this Court in the MCL), then Defendant’s counsel shall promptly inform the Court.

In addition to posting of this Order, Plaintiffs’ Lead Counsel shall promptly notify all plaintiffs’ counsel of record of this Order.


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