

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

FILED

CASE NO. 624
MASTER DOCKET

SEP 20 2017

NO.: BER-L-_____-_____-

RACHELLE L. Harz, J.S.C.

IN RE STRYKER LFIT CoCr V40
FEMORAL HEADS HIP IMPLANT
LITIGATION

**CIVIL ACTION
CASE MANAGEMENT ORDER #3**

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

This Matter having been assigned to the Honorable Rachelle L. Harz, J.S.C., pursuant to the Supreme Court's Order of May 16, 2017, and this court having conducted a Case Management Conference on September 20, 2017; and counsel appearing, and for good cause shown and for the reasons set forth on the record;

IT IS on this 20th day of September 2017,

ORDERED,

I. MDL COORDINATION

1. Judge Harz has been and will continue to be in contact with Judge Talwani in connection with the ongoing MDL litigation. This court is aware that there is overlap in the executive committees of both litigations, which will assist in litigation going forward.

II. FACT SHEETS AND PLEADINGS

1. Pleadings. The parties have met and conferred regarding the implementation of long and short form pleadings, and have agreed to the form of a proposed implementation order to be submitted to the Court for consideration by September 28, 2017. Plaintiffs shall submit to the Court and defense counsel their actual long and short form pleadings by September

28, 2017. Defendant Howmedica Osteonics Corp. ("HOC") shall submit a response to the long and short form pleadings within sixty (60) days of Plaintiffs' submission.

2. Fact Sheets. The parties have continued to meet and confer regarding the form and implementation of fact sheets. The parties have reached an agreement regarding same, and will submit a proposed implementation order with final fact sheet forms, or otherwise advise the Court of any remaining issues by September 28, 2017.

III. WRITTEN DISCOVERY

1. The parties are continuing to meet and confer regarding written discovery. As a result of that meet and confer process, Defendant HOC has already begun the production of documents and will continue the rolling production of documents based upon the agreement of the parties.
2. The parties are continuing to meet and confer regarding the scope of Plaintiffs' pending First Request for Production, and the timing of HOC's response to same.

IV. ELECTRONICALLY STORED INFORMATION

1. The parties are continuing to meet and confer and have made substantial progress regarding a proposed Order Governing Electronically Stored Data. The parties shall reach agreement regarding same, and submit a proposed order, or otherwise advise the Court of any remaining issues by October 11, 2017.

V. PRODUCT DAY/ SESSION

1. A joint MDL/MCL Product Day/Session will be held on October 26, 2017 or as otherwise scheduled.

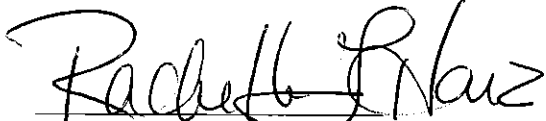
VI. PROTECTIVE ORDER

1. The parties met and conferred regarding a proposed protective order concerning the handling of certain confidential documents/information exchanged during the course of this litigation. As a result of that process, the remaining terms in dispute have been narrowed and outlined in the parties' August 25, 2017 written submissions.
2. The parties have agreed that any document productions made in the interim before the entry of a final protective order shall be made pursuant to the terms of HOC's proposed protective order.

VII. CASE MANAGEMENT CONFERENCE 4

1. The next Case Management Conference is to be coordinated based upon the anticipated joint MDL/MCL product date.
2. A copy of this order will be posted on the Judiciary Website.

Dated: September 20, 2017


Rachelle L. Harz, J.S.C.