FILED

MAR 14 2014

BRIAN R. MARTINOTTI, J.S.C.

IN RE STRYKER REJUVENATE HIP STEM AND ABGII MODULAR HIP STEM LITIGATION	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: BERGEN COUNTY CIVIL ACTION MASTER DOCKET NO. BER-L-936-13 CASE CODE 296 **AMENDED MEDIATION CONSENT ORDER**

The Court and the parties agree that the interests of a potential expedited resolution of certain matters pending in the Multi-County litigation captioned, "In Re Stryker Rejuvenate Hip Stem and ABGII Modular Hip Stem Litigation," Case No. 296, would be served by referral of certain matters to mediation.

ACCORDINGLY, IT IS on this 14 day of March, 2014

ORDERED,

1. By way of the prior Initial Mediation Consent Order entered on April 2, 2013, Defense Counsel and Plaintiffs' Liaison Counsel jointly agreed to identify a panel of up to six third party mediators who are acceptable to the parties to serve as mediators in this litigation. The parties have now requested that the Court enter an Amended Order memorializing the addition of retired United States District Court Judge Dennis M. Cavanaugh to the panel. Accordingly, at this time counsel have agreed to the following third party mediators: (1) Judge James D. Clyne, P.J.S.C. (ret.) (Benchmark Resolution Services, New Egypt, NJ); (2) Judge C. Judson Hamlin, P.J.S.C. (ret.) (Keefe Bartels, New Brunswick, NJ); (3) Judge Diane M. Welsh, U.S.M.J. (ret.) (JAMS, Philadelphia, PA); (4) Judge Dennis M. Cavanaugh, U.S.D.J. (ret.) (McElroy, Deutsch, Mulvaney & Carpenter LLP, Morristown, NJ); and (5) The Pilgrim Mediation Group (New York, NY). All associated costs are to be split between parties, unless

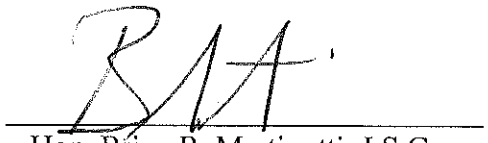
otherwise agreed. The parties reserve the right to name an additional agreed upon mediator and, if necessary, to expand the panel with the Court's permission.

2. Counsel for Plaintiffs shall indicate whether each Plaintiff intends to participate in the mediation process by providing Defense Counsel and Plaintiffs' Liaison Counsel a list of all such cases in writing, identified by case name and docket number, no later than thirty (30) days following service of the Complaint.

3. Each Plaintiff who has been identified for participation in the mediation process shall serve a completed Preliminary Disclosure Form and a completed Plaintiff Fact Sheet, including all executed authorizations, medical records, lien information and other pertinent documents as required by the Plaintiff Fact Sheet, within the time periods proscribed in the applicable Orders. It is Plaintiffs' burden to secure all necessary documents as required by the Preliminary Disclosure Form and Plaintiff Fact Sheet.

4. Counsel shall provide the Court with periodic updates regarding the progress of the mediation process. At any point in time, on its own, or at the request of Counsel, the Court may terminate or modify the mediation process.

6. The mediation process outlined herein shall have no effect on the Case Management Orders entered in the underlying litigation, including any discovery deadlines, unless otherwise ordered by the Court.



Hon. Brian R. Martinotti, J.S.C.