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 **INITIAL MEDIATION CONSENT ORDER**

FILED
APR - 2 2013
BRIAN R. MARTINOTTI, J.S.C.

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 2 day of APRIL, 2013

ORDERED,

1. Defense Counsel and Plaintiffs' Liaison Counsel have 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 and have requested that the Court enter an Order memorializing same. At this time counsel have agreed to the following third party mediators: (1) Judge James D. Clyne; (2) Judge C. Judson Hamlin; (3) Judge Diane M. Welsh; and (4) The Pilgrim Mediation Group. All associated costs are to be split between parties, unless otherwise agreed. The parties reserve the right to name two additional agreed upon mediators and, if necessary, to expand the panel with the Court's permission.

2. For all cases filed and served on or before the date of the entry of this Order, each current counsel for Plaintiff(s) shall indicate whether the Plaintiff(s) in each counsel's first twenty-five (25) filed lawsuits intend 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 April 22, 2013. For all of the remaining cases filed and served on or before the date of the entry of this Order, each current counsel for Plaintiff(s) shall indicate whether each Plaintiff in the remaining lawsuits 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 May 15, 2013

3. Each Plaintiff who has been identified for participation in the mediation process by April 22, 2013, shall serve a completed Preliminary Disclosure Form, to the extent not already provided, and a completed Plaintiff Fact Sheet, including all executed authorizations required by the Plaintiff Fact Sheet, and all executed authorizations for each healthcare provider identified in the Preliminary Disclosure Form and Plaintiff Fact Sheet, no later than May 31, 2013. Each Plaintiff in the remaining lawsuits who has been identified for participation in the mediation process by May 15, 2013, shall serve a completed Preliminary Disclosure Form, to the extent not already provided, and a completed Plaintiff Fact Sheet, including all executed authorizations required by the Plaintiff Fact Sheet, and all executed authorizations for each healthcare provider identified in the Preliminary Disclosure Form and Plaintiff Fact Sheet, no later than June 28, 2013.

4. For all cases filed and served after the date of the entry of this Order, counsel for each Plaintiff 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. The timing of service of the Preliminary Disclosure Form, Plaintiff Fact Sheet

and executed authorizations for these additional cases shall be established by further Consent Order.

5. The terms of the mediation process shall be set forth by an Agreement entered between the parties, which shall be submitted to the Court for review and approval. 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.