FILED
SEP 18 2012
BRIAN R. MARTINOTTI
J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CASE NO. 293
MASTER DOCKET NO.:BER-L-3971-11

IN RE DePuy ASR™ Hip Implants

LITIGATION

CIVIL ACTION
CASE MANAGEMENT ORDER #15

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

This Matter having been assigned to the Honorable Brian R. Martinotti, J.S.C. pursuant to the Supreme Court's Order of April 12, 2011 ordering centralized case management of DePuy ASR ™ Hip Implants, (hereinafter referred to as "DePuy") and this Court having conducted a Case Management Conference on September 18, 2012, having reviewed the proposed agenda, counsel appearing including but not limited to, liaison counsel, Seeger Weiss LLP /David R. Buchanan; Keefe Bartels/John E. Keefe; Wilentz, Goldman P.A./Daniel R. Lapinski, for good cause shown and for the reasons set forth on the record,

IT IS on this 18th day of September, 2012

ORDERED,

Compliance with Prior Order

1. The following orders have been entered since the last Case Management Conference: None.

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2. Bellwether Trial Selection and Trial Date.

Counsel to submit a consent order regarding Bellwether trials.

3. "Filing Issue."

Resolved pursuant to Case Management Order No. 13, entered by this Court on July 26, 2013.

CASE MANAGEMENT/STATUS:

1. Discovery.

[Over 50 million pages of documents have been produced to date, depositions (52 days of depositions/27 witnesses have been deposed) have been completed and are continuing; written discovery is substantially completed. The parties are coordinating discovery with the MDL and other state court proceedings.]

Counsel shall meet and confer regarding any discovery deficiencies.

2. Docket Update – NJ and Beyond.

[Trial dates have been scheduled in Illinois (February 2013), Maryland (January 2013), Washington (March 2013), California (starting January 2013). The MDL trials are scheduled for May 6 and July 8, 2013.]

3. The Discovery End Date on all cases which has an expiration date prior to August 13, 2013 is August 13, 2013.

4. The "Maglio" firm's motion for *pro hac vice* will be heard in the regular motion cycle.

GENERAL:

1. The next Case Management Conference is scheduled for December 3, 2012 at 1:30 p.m. Counsel shall submit a proposed agenda 7 days prior to this Case Management Conference.

2. By consent of all parties, the court may contact or be contacted on an *ex parte* basis regarding settlement issues only.

3. The Court directs all counsel to R.1:4-8 and expects all counsel to abide by the parameters set forth therein.

4. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.

5. Counsel shall provide the Court with their preferred e-mail address by e-mailing same to Michel Szponder at Michel.Szponder@judiciary.state,nj.us.

5. Counsel shall copy their co-counsel and all adversaries on all e-mails and other electronic correspondence submitted to the Court [COUNSEL IS PROHIBITED FROM FILING ANY PLEADING ELECTRONICALLY]. Any such submission received after 4:30 pm. will be deemed received at 9:00 a.m. on the next day Court is in session. Any such submission received after 4:30 p.m. on a Friday or over a weekend, will be deemed received on 9:00 a.m. on the next day Court is in session.

6. Counsel is directed to contact The Superior Court of New Jersey, Attorneys Accounts: P.O. Box 980, Hughes Justice Complex, 25 W. Market

Street, Trenton, New Jersey 08625 (609) 633-8643 to establish a collateral account for any filing fees within seven (7) days.

7. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.

8. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.

BRIAN R. MARTINOTTI, J.S.C.