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IN RE: STRYKER TRIDENT HIP IMPLANT LITIGATION	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ATLANTIC COUNTY
This document is applicable to all cases	CASE CODE: 285 CIVIL ACTION Stryker Trident Hip Litigation

CASE MANAGEMENT ORDER NO. 2

THIS MATTER having come before the Court for a case management conference on July 23, 2009, and counsel for the plaintiffs and counsel for the defendants having been present and for good cause shown,

IT IS on this 11th day of Sep, 2009,

ORDERED as follows:

1. **Liaison Counsel**: Ellen Relkin, Esq. of the law firm of Weitz & Luxenberg, is hereby appointed liaison counsel for plaintiffs and Kim Catullo, Esq. of Gibbons, P.C., is hereby appointed as liaison counsel for defendants.

2. **Short Form Complaint**:

A. A Master Complaint and a Short Form Complaint, along with a form order, are to be submitted by plaintiffs' liaison counsel no later than **October 1, 2009**. Should the Court approve the Short Form Complaint, it will be posted at the Court's website: http://www.judiciary.state.nj.us/mass-tort/forms/index.htm.

B. All plaintiffs asserting claims arising from the use of The Trident® Ceramic Acetabular System are required to file and serve case information statements, along

with complaints that utilize the court-approved Short Form Complaint.

C. All plaintiffs that have filed non-conforming complaints as of the date of this order are exempt from refiling an Amended Complaint or Short Form Complaint and that said plaintiffs' Complaints be deemed the same as fully set forth in the Master Long Form Complaint

D. No later than six months before any case is listed for trial, plaintiffs must provide to defense counsel, an Amended Complaint setting forth any particular statutes or law upon which they are relying, other than the New Jersey Product Liability Act (PLA).

3. **Plaintiff and Defendant Fact Sheets**

Counsel are to present an agreed upon Plaintiff Fact Sheet and Defendant Fact Sheet, with an proposed form Order no later than **October 1, 2009**. Counsel are to agree upon a time frame from the date the order is signed for the existing plaintiffs to provide fact sheets. Thereafter, plaintiffs' fact sheets are due within 45 days of the defendant's Answer being filed.

4. **Medical Records**

Defense counsel, at their own cost, will provide plaintiffs' counsel with copies of any medical records they receive within 14 days of receipt. If defense counsel receives medical records considered to be voluminous or excessive, then defense counsel has the option of advising plaintiffs' counsel that they wish to charge plaintiffs' counsel a certain sum. If any issues between counsel cannot be resolved, then counsel should contact the Court via letter at which time the Court will set up a conference call to resolve the issue.

5. **Protective Order**

Counsel for the parties are to draft a mutually agreed upon proposed protective order by the next conference date of October 1, 2009.

HON. CAROL E. HIGBEE, P.J.Cv.