

FILED

JAN 15 2020

RACHELLE HARZ
J.S.C.

IN RE: HEALTHPLUS SURGERY
CENTER LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CASE NO.
MASTER DOCKET NO.: BER-L-

CIVIL ACTION

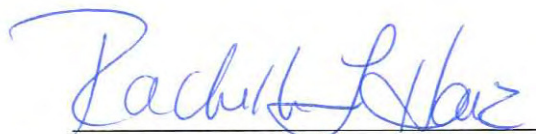
**ORDER CLARIFYING THAT CERTIFIED SALCEDO V. HEALTHPLUS
CLASS ACTION FOR INJUNCTIVE RELIEF SHALL NOT BE
TRANSFERRED TO BERGEN COUNTY AND SHALL NOT BE
INCLUDED IN THE COORDINATED MCL PROCEEDING**

This matter having come before the Court on an application by class counsel in the certified class action for injunctive relief in the matter captioned Salcedo v. HealthPlus Surgery Center, LLC, Docket No. ESX-L-74-19, currently pending in New Jersey Superior Court in Essex County, seeking clarification that the Salcedo class action for injunctive relief will not be transferred to Bergen County for inclusion in the coordinated MCL proceeding; and it appearing that the Salcedo class action is fundamentally different from the actions for personal injury and emotional distress that comprise the coordinated MCL proceeding, that the purely injunctive relief sought in the Salcedo class action is fundamentally different from the money damages sought in the various actions that comprise the coordinated MCL proceeding; and that the discovery in the Salcedo class action will have little overlap with the discovery in the coordinated MCL proceeding; and that Counsel for the parties have met and conferred and consent to the Salcedo matter being separate from the pending MCL; and for good cause shown;

IT IS HEREBY ORDERED this 15th of January _____, 2020 that the certified class action captioned Salcedo v. HealthPlus Surgery Center, LLC, Docket No. ESX-L-74-19 **SHALL NOT** be transferred to Bergen County and **SHALL NOT** be included in the

coordinated MCL proceeding and the Initial Case Management Order entered in the coordinated MCL proceeding on January 29, 2020 **SHALL NOT** apply to the Salcedo class action. The Salcedo class action shall remain in Essex county under Docket Number ESX-L-74-19.

SO ORDERED.


Hon. Rachelle Lea Harz, J.S.C.

The undersigned parties hereby consent to the form and entry of the within Consent Order.

DeNITTIS OSEFCHEN PRINCE, P.C.

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Dated: 01/13/2020