

FILED

JUN 17 2020

RACHELLE L. HARZ
J.S.C.

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Attorneys for Defendant C. R. Bard, Inc.

IN RE PELVIC MESH/
BARD LITIGATION

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION – BERGEN COUNTY
:
: MASTER DOCKET NO. BER-L-17717-14
:
: Civil Action
:
: **ORDER TO SHOW CAUSE**
: **REGARDING NON-COMPLIANCE WITH**
: **THE COURT’S FEBRUARY 28, 2020 ORDER**
: **TO PROVIDE EVIDENCE OF IMPLANTATION**
: **OF BARD MANUFACTURED PRODUCT**

THIS MATTER having come before the Court by Defendant C. R. Bard, Inc. through its counsel Melissa A. Geist, Esq., Reed Smith LLP, and

WHEREAS on February 28, 2020, the Court entered an Order requiring that counsel for plaintiffs identified in Schedule A attached to that Order provide evidence of implantation of a Bard-manufactured product to counsel for Defendant C. R. Bard, Inc., Melissa Geist, Esq. within thirty (30) days of the entry of that Order; and

WHEREAS the February 28, 2020 Order was served on Plaintiffs’ Liaison Counsel, Adam Slater, Esq. and electronically served on counsel for Plaintiffs via Lexis Nexis File and Serve (“LNFS”) on February 28, 2020;

WHEREAS Liaison counsel for Plaintiffs and Liaison counsel for Defendant C. R. Bard conferred in March 2020 and agreed that C. R. Bard was not going to seek dismissals due to the

evolving COVID-19 pandemic and agreed that a reasonable extension was warranted under the circumstances;

WHEREAS by letter dated May 7, 2020, the Court agreed to extend the deadline in the February 28, 2020 Order and ordered Plaintiffs identified in Schedule A to provide evidence of implantation of a Bard-manufactured product by June 8, 2020;

WHEREAS the May 7, 2020 letter was served on Plaintiffs' Liaison Counsel, Adam Slater, Esq. and electronically served on counsel for Plaintiffs via LNFS on May 7, 2020;

WHEREAS the June 8, 2020 deadline to provide evidence of implantation of a Bard-manufactured product has expired;

WHEREAS the plaintiffs identified in this Order have not provided evidence of implantation of a Bard-manufactured product to Melissa Geist, Esq.; and for good cause;

IT IS on this 12 day of June, 2020 ORDERED that counsel for plaintiffs identified below shall file a certification along with evidence by **Friday, June 26, 2020** to show good cause to the satisfaction of the Court of why they did not comply with the prior Order and why Plaintiffs' complaints should not be dismissed with prejudice for failure to comply with the Court's February 28, 2020 Order and subsequent May 7, 2020 extension of time:

Plaintiff	Civil Action	Plaintiff Firm
Acton, Michelle	BER-L-008216-18	Napoli Shkolnik & Associates, PLLC - NY
Beruvides, Maria Cruz	BER-L-017999-14	Orlando Firm, PC
Carter, Toni Ann	BER-L-017565-14	Hecht, Kleeger, Pintel & Damashek
Cipriani, Kim M	BER-L-018523-14	Orlando Firm, PC
Gonteski, Julia	BER-L-018306-14	Levy, Baldante, Finney & Rubenstein, PC

Gray, Joyce	BER-L-002951-17	Seeger Weiss LLP - Newark, NJ
Hutchins, Nancy	BER-L-017661-14	Napoli Shkolnik & Associates, PLLC - NY
McKenzie, Carol Jean Parsons	BER-L-017751-14	Orlando Firm, PC
Mommeny, Emilie	BER-L-002613-15	Seeger Weiss LLP - New York, NY
Nelson, Heather M.	BER-L-008324-18	Napoli Shkolnik & Associates, PLLC - NY
Pete, Patricia	BER-L-008327-18	Napoli Shkolnik & Associates, PLLC - NY
Phillips, Lora	BER-L-018528-14	Lynch Daskal Emery LLP
Pierce-Parment, Donna	BER-L-006640-19	Feldman Pinto, LLC
Puntiel, Delsia	BER-L-002627-15	Seeger Weiss LLP - New York, NY
Ramsay, Lisa	BER-L-007566-18	Berezofsky Law Group, LLC
Ringer, Regina	BER-L-018518-14	Napoli Shkolnik & Associates, PLLC - NY
Simmons, Tamara	BER-L-008336-18	Napoli Shkolnik & Associates, PLLC - NY
Smith, Norma (SC)	BER-L-017707-14	Napoli Shkolnik & Associates, PLLC - NY
Tindle, Betty Sue	BER-L-018670-14	Law Offices of Jan Meyer & Associates, PC
Valenti-Acosta, Margaret	BER-L-017965-14	Koppenaar Law Offices
Watts, Cynthia	BER-L-017697-14	Wexler Wallace, LLP
Wilson, Briana	BER-L-017489-14	Napoli Shkolnik & Associates, PLLC - NY

IT IS FURTHER ORDERED that plaintiffs identified above shall also serve via email a copy of their good cause certification and evidence as stated above upon counsel for Defendant, Melissa Geist, Esq. by **Friday, June 26, 2020**; and

IT IS FURTHER ORDERED that a true copy of this Order shall be served immediately upon Plaintiffs' liaison counsel, Adam M. Slater, Esq. and upon all counsel of record via LNFS within five (5) days of receipt of this Order.



HONORABLE RACHELLE L. HARZ, J.S.C.