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J.S.C.

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**IN RE: PELVIC MESH /
GYNECARE LITIGATION**

This document relates to:

*All Cases Represented By
Bernstein Liebhard LLP*

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – BERGEN COUNTY

MASTER CASE NO. L-11575-14
Gynecare Litigation, Case No. 291

Civil Action

ORDER APPROVING QUALIFIED SETTLEMENT FUND

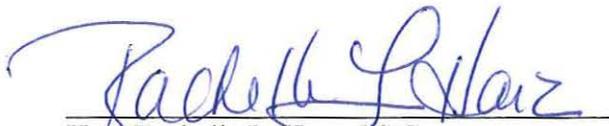
Pending is an Unopposed Motion for Approval of Qualified Settlement Fund, filed September 16, 2020. The Law Offices of Jan Meyer & Associates, P.C. and Bernstein Liebhard, LLP (“Bernstein Liebhard”), as counsel for certain plaintiffs in this proceeding, have moved the Court for entry of an Order to aid in the efficient processing and administration of a Confidential Settlement Agreement (the “Settlement Agreement”) between Defendant Ethicon, Inc. and certain related companies (“Ethicon”) and Bernstein

Liebhard to resolve the claims of certain claimants against Ethicon relating to the implant of Ethicon Pelvic Mesh Products (as defined in the Settlement Agreement). The Court, having reviewed the Motion, and finding good and sufficient cause, FINDS and ORDERS the following:

1. The Unopposed Motion is **GRANTED**.
2. In order to assist in the administration of the settlement of claims brought by the clients of Bernstein Liebhard, the Bernstein Liebhard Ethicon QSF shall be established as a “qualified settlement fund” within the meaning of Treasury Regulation Section 1.468B-1, pursuant to this court's continuing subject matter jurisdiction over the underlying matter and consistent with Treas. Reg. Section 1.468B-1(c)(1). All settlements reached by and between Ethicon and Plaintiffs in state or federal litigation or Claimants who are represented by Bernstein Liebhard pursuant to the Master Settlement Agreement dated May 1, 2020, shall be paid into the Bernstein Liebhard Ethicon QSF.
3. The Garretson Resolution Group, Inc. d/b/a Epiq Mass Tort (“Epiq”) is appointed as Fund Administrator and shall serve pursuant to the terms, conditions and restrictions of the Unopposed Motion, the Master Settlement Agreement, and the Escrow Agreement. Bernstein Liebhard and said Fund Administrator are given the authority to conduct any and all activities necessary to administer this Fund as described in the Motion.

4. The Bernstein Liebhard Ethicon QSF, which includes all principal and interest earned thereon, shall be deposited in an account held in custody at Citibank, N.A. ("Citibank"), and Citibank shall serve as the Escrow Agent pursuant to the terms of the Parties' Escrow Agreement with Citibank. Investment related decisions shall be made pursuant to the terms and conditions set forth in the parties Master Settlement Agreement and Escrow Agreement, and disbursements from the Bernstein Liebhard Ethicon QSF shall be made pursuant to the terms of the Master Settlement Agreement and Escrow Agreement, which include provisions for payments into the MDL No. 2327 Fund.
5. The Fund Administrator is authorized to effect qualified assignments of any resulting structured settlement liability within the meaning of Section 130(c) of the Internal Revenue Code to the qualified assignee.
6. The Fund Administrator is authorized, upon final distribution of all monies paid into the Fund, to take appropriate steps to wind down the fund, and thereafter the Fund Administrator is discharged from any further responsibility with respect to the Fund.

Dated: September ^{24th} 2020



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