

MAZIE SLATER KATZ & FREEMAN, LLC
 103 Eisenhower Parkway
 Roseland, New Jersey 07068
 (973) 228-9898
 Attorneys for Plaintiff

FILED
MAY 25 2022
RACHELLE L. HARZ
J.S.C.

SUSAN AGUIRRE,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION – BERGEN COUNTY
Plaintiff,	:	DOCKET NO. BER-L- 8298-19 MCL
	:	MASTER CASE NO. BER-L-11575-14
	:	
vs.	:	Civil Action
	:	J & J Litigation, Case No. 291
	:	
MENTOR CORPORATION,	:	
MENTOR WORLDWIDE, LLC,	:	PRE-TRIAL AND TRIAL SCHEDULE
ETHICON, INC., JOHNSON &	:	
JOHNSON, AND JOHN DOES 1-20,	:	
	:	
Defendants.	:	
	:	

THIS MATTER having come before the Court for a pre-trial conference, and for good cause shown;

IT IS on this ^{25th} day of May, 2022;

ORDERED that the pre-trial and trial schedule shall be as follows:

June 13, 2022: Plaintiff to serve affirmative deposition designations.

Note: Affirmative designations for case specific witnesses to be served within 14 days after receipt of final transcript, beginning with Plaintiff's affirmative designations unless Plaintiff will not be submitting affirmative designations for a witness. Counters and objections to be served within 14 days of receipt of affirmative designations, and objections and counters to counter-designations to be served within 14 days thereafter.

June 24, 2022: Completion of fact witness depositions (subject to availability of treating health care providers)

- June 30, 2022: Plaintiff to serve expert reports. No expert reports are required to be served for experts who have previously served expert reports on the opposing party.
- July 15, 2022: Defendant to serve objections and counters to Plaintiff's designations, and any affirmative designations.
- July 22, 2022: Defendant to serve expert reports. No expert reports are required to be served for experts who have previously served expert reports on the opposing party.
- August 15, 2022: Plaintiff to serve objections and counters to Defendant's counter designations, and Defendant's affirmative designations.
- August 17, 2022: Depositions of experts completed. No expert who has previously been deposed on his or her expert report by the opposing party to be re-deposed. The parties will endeavor to complete expert depositions earlier in order to try to avoid the need to file supplemental pre-trial motions.
- August 19, 2022: All pre-trial briefs encompassing all pre-trial, in limine, and dispositive motions, to be filed and served. The only exception will be motions that are dependent on expert deposition testimony taken at or close to the expert deposition deadline, in which case a short extension will be provided for such motions.
- August 26, 2022: Parties to exchange witness lists, exhibit lists, and submit agreed jury questionnaire and any disputed issues on jury questionnaire to the Court.
- September 8, 2022: All responses and opposition to motions, to be filed and served. No replies will be permitted, except where good cause is shown on a particular motion, by leave of Court.
- September 12-14, 2022: Juror questionnaires to be completed by potential jurors, and hardship excuses to be addressed. Parties are to meet and confer regarding copying and exchange of questionnaires for parties and the Court.
- September 13-14, 2022: Argument of disputes as to deposition designations.
- September 15-16, 2022: Argument of Pre-trial Motions.

September 19-20, 2022: In Court jury selection.

September 28, 2022: Opening statements.

This Order may be modified or supplemented for good cause, however the parties are advised that the Court intends to maintain a schedule such that opening statements shall proceed as scheduled.

The parties are to meet and confer regarding cooperation with the use of technology during the trial.



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