## FILED

APR 29 2022

PREPARED BY THE COURT

John C. Porto, Acting P.J.Cv.

IN RE: PHYSIOMESH (Flexible Composite

Mesh) LITIGATION

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION

ATLANTIC COUNTY

MICHAEL MORGAN,

Case No. 627

Plaintiff,

Master Case No. ATL-L-2122-18

v.

Docket No.: ATL-L-2266-18

JOHNSON & JOHNSON and

ETHICON, INC.,

CIVIL ACTION

Defendants

**ORDER** 

**THIS MATTER** having been opened to the Court upon the motion of Wilentz, Goldman & Spitzer, P.A., counsel for Plaintiff, and the Court having considered the moving papers, and for other good and just cause shown;

IT IS on the 29th day of April, 2022; ORDERED that:

- 1. Plaintiff's motion is GRANTED;
- Plaintiff is hereby granted leave to file a First Amended Complaint, as set forth in the
  accompanying Certification, to substitute Gwendolyn Hamlin, as Personal
  Representative of the Estate of Michael Morgan, for Plaintiff Michael Morgan,
  deceased; and
- 3. All Defendants who have been served with the motion papers shall be deemed to have been served with the First Amended Complaint and Defendants' previously filed Answers and Cross-Claims shall be deemed responsive to the amended pleadings.

**IT IS FURTHER ORDERED** that service of this Order shall be effectuated upon all parties upon its upload to eCourts and pursuant to <u>Rule 1:5-1(a)</u>, movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the date of this Order.

JOHN C. PORTO, Acting P.J.Cv.

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Opposed

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**CIVIL ACTION** 

**MEMORANDUM OF DECISION** 

On March 31, 2022, Plaintiff, Michael Morgan, filed a Notice of Motion for Leave to File an Amended Complaint to amend the name of the Plaintiff to substitute Gwendolyn Hamblin, the Administrator for the Estate of Michael Morgan, in place of Plaintiff, Michael Morgan, who passed away on December 22, 2018. The Motion is unopposed.

Having reviewed the above motion and certification, the Court finds it is meritorious on its face and in compliance with  $\underline{R}$ . 4:9-1. Pursuant to  $\underline{R}$ . 1:6-2(f) the motion is granted essentially for the reasons set forth in the moving papers.

All Defendants who have been served with the motion papers shall be deemed to have been served with the First Amended Complaint. No responsive pleadings by Defendants are required, and Defendants' Answers and cross-claims are deemed responsive to the First Amended Complaint.

An Order commensurate with this Court's decision is entered on eCourts.

Dated: April 29, 2022

JOHN C. PORTO, Acting P.J.Cv.

plu C. (W