

IN RE STRYKER REJUVENATE &
ABG II MODULAR HIP
IMPLANT LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY
CIVIL ACTION

This Document Relates To the Following
Matter Only:

CASE NO. 296
Master Docket No. BER-L-936-13 MCL
Individual Case Docket No. BER-L-6161-21

Cohen, Marc BER-L-6161-21

**ORDER REGARDING NOTICE TO
NAMED *PRO SE* PLAINTIFF: M. COHEN**

Pursuant to the New Jersey Supreme Court's Order of January 15, 2013, MCL No. 296
(Master Docket Number BER-L-936-13) was assigned to this Court for centralized case
management.

As part of its management obligations, this Court recently undertook an updated review of
the pending docket and identified the categories of cases that remain pending on this 2013 MCL
docket. On April 25, 2023, an Order was entered identifying the remaining categories of cases
that did not qualify for settlement, but have not taken any steps to advance the cases to trial.

Included in the April 25, 2023 Order was the above captioned case, which involves a
Claimant who apparently previously filed a lawsuit in this venue through counsel and ultimately
enrolled and was awarded a settlement for his right hip implant through the settlement program.
The prior lawsuit was dismissed in March 2015 following resolution of the right hip. Plaintiff has
now filed this current captioned lawsuit as a *pro se* plaintiff for his left hip implant, which
apparently is ineligible for the prior settlement programs.

The April 25, 2023 Order noted that if this case is not voluntarily dismissed in the next
thirty (30) days, then this Court will conduct a hearing on May 24, 2023 to determine the viability
of this remaining matter proceeding. The Court further notes that Plaintiff Marc Cohen is currently
representing himself *pro se*, and no activities have been undertaken since that time by Plaintiff to
pursue his case before the Court. As of this date, the matter remains pending on this Court's docket.

Accordingly, pursuant to its inherent authority and case management duties assigned to this Court, the following Order is issued:

IT IS on this 5 day of May 2023 **ORDERED**:

Only the following matter is within the scope of this Order:

- **COHEN, Marc**, BER-L-6161-21

1. Plaintiff Marc Cohen shall appear Via Telephonic Conference or Zoom conference and show cause on **May 24, 2023 at 4:00 PM Eastern Time** why this unqualified, ineligible settlement claimant case should not be removed from the trial calendar and dismissed from the MCL docket with prejudice;
2. The May 24, 2023 at 4:00 Eastern Time conference information is as follows:

To Join VIA TELEPHONE:

Dial in: +1 646 828 7666
Meeting ID: 160 079 9423
Password: 968492

- To join the NJCourts Virtual Courtroom:

Via Zoom App:

Open the application and click “join a meeting”
Enter meeting ID
Type in your name to appear in the participants list
Click on the “join” button
You will now be asked to provide the meeting passcode.

On a Desktop/Laptop Computer:

Type the highlighted link below, into your web browser and click “Launch Meeting”
You will need the meeting ID and passcode to join
Type in your name to appear in the participants list

<https://njcourts.zoomgov.com/j/1600799423?pwd=MExwcTUxSlIKVGh3dnJiWUtyalljQT09>

Meeting ID: 160 079 9423
Password: 968492

3. If Plaintiff fails to appear at the conference then the Court shall dismiss this lawsuit with prejudice and without further notice.
4. A copy of this Order and the Court's April 25, 2023 Order will be posted on the Court's website and mailed to Plaintiff at the last known contact address – 2 Sarah Court, Amityville, NY 11701.

Dated: May 5, 2023



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