

IN RE STRYKER LFIT CoCr V40  
FEMORAL HEADS HIP IMPLANT  
LITIGATION

FILED

FEB 24 2022

RACHELLE L. HARZ

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: BERGEN COUNTY

CASE NO. 624

Master Docket No. BER-L-7859-17  
CIVIL ACTION

This Document Relates To the Following  
Matters Only:

- 1) Phillip and Sonia Hofer [7560-16]
- 2) Sandra Ruiz and Ricardo Escobedo  
[9182-14]

ORDER REGARDING DISMISSAL  
WITH PREJUDICE OF CERTAIN  
IDENTIFIED PENDING UNREVISED  
MATTERS

Pursuant to the New Jersey Supreme Court's Order of May 16, 2017, MCL No. 624 (Master Docket Number BER-L-7895-17) was assigned to this Court for centralized case management. Accordingly, this Court is charged with management of this MCL docket, generally, as well as the individual matters that collectively comprise the MCL docket.

On February 10, 2022, the Court entered an Order regarding certain unrevised matters, which included the two individual cases identified above. In that Order the Court noted that the identified pending MCL matters asserted claims involving *unrevised* plaintiffs despite the fact that all prior unrevised plaintiffs have voluntarily dismissed such matters without remuneration. The Court further set a February 23, 2022 hearing for the identified unrevised plaintiffs or their new legal counsel to appear and show cause why his/her unrevised plaintiff case should not be removed from the trial calendar and dismissed from the MCL docket with prejudice. The Court noted that if one or more of the plaintiffs failed to appear in the telephonic conference then the Court would dismiss the respective lawsuits with prejudice.

By way of the February 10, 2022 Order, the Court further permitted plaintiffs' counsel in those matters to withdraw after providing notice of a February 23, 2022 hearing to the identified plaintiffs, which was subsequently completed and confirmed by former counsel.

On February 23, 2022, the Court held a hearing at the noticed time. Former counsel for Plaintiffs and counsel for Defendant appeared, but the identified Plaintiffs in the Hofer and Ruiz/Escobedo matters failed to appear to show cause why his/her unrevised plaintiff matter should not be removed from the trial calendar and dismissed with prejudice.

Accordingly, pursuant to its inherent authority and case management duties, the Court hereby issues the following Order:

**IT IS** on this 24th day of February 2022 **ORDERED**:

1. Only the following matters are within the scope of this Order:
  - Phillip and Sonia Hofer, et al. [BER-L-7560-16]
  - Sandra Ruiz and Ricardo Escobedo, et al. [BER-L-9182-14]
2. Each of the identified matters are hereby dismissed with prejudice.

Dated: February 24, 2022

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