STARK & STARK
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Attorneys for Plaintiff

CHARLOTTE NEAL, ADMINISTRATRIX of the ESTATE OF MONICA L. MILLER, DECEASED,

Plaintiff,

v.

BAYER CORPORATION, BAYER HEALTHCARE PHARMACEUTICALS, INC., BAYER HEALTHCARE, LLC, BERLEX LABORATORIES INTERNATIONAL, INC., and MCKESSON CORPORATION,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
BERGEN COUNTY

DOCKET NO. BER-L-7512-10

Civil Action

IN RE YAZ®, YASMIN®, OCELLA®
LITIGATION
CASE NO. 287

AMENDED ORDER APPROVING SETTLEMENT

This matter having been opened to the Court by counsel for the parties, and the parties having consented, IT IS on this 11 day of December 2012, ORDERED that the November 14, 2012, Order Approving Settlement in this matter is hereby AMENDED as follows:

1. 6% of the gross settlement of $250,000.00 ($15,000.00) will be paid to the Common Benefit Fee and Expense Fund, pursuant to Case Management Order No. 14 entered in MDL 2100.
2. $2,227.10 to be paid to Stark & Stark for costs associated with prosecuting this civil litigation.

3. An estimated $1,720.39 to be paid to Garretson for services rendered as the court appointed lien administrator with an allowance for Garretson to finalize its fees following the completion of its services in this matter.
4. Pursuant to the Agreement to Provide Legal Services, $72,017.42 for Stark & Stark, P.C.'s attorneys' fees (33 1/3% of gross settlement amount minus Common Benefit Fee and Expense Fund of 4% minus costs).
5. A 30% holdback of the gross settlement, totaling $75,000, for potential healthcare reimbursement obligations. There remains a Medicare reimbursement lien of $29,781.45, which Garretson has tentatively audited to zero and is awaiting formal approval from West Virginia.
6. Remainder of net recovery, after the 30% holdback, ($84,035.09) to be distributed in a check payable to the attorney trust account of the decedent's estate's West Virginia counsel, Jerome Novobilski, Esquire, to be held in trust pending agreement between the aforementioned counsel for decedent's estate and Greg A. Hewitt, Esquire, counsel for the minor beneficiary, John Lee Ramsey. If applicable, a supplemental check will be dispersed to the trust account of Jerome Novobilski, Esquire pending final resolution of the potential healthcare reimbursement obligations.

A copy of the within Order shall be served upon all counsel within 5 days of receipt of this Order.

Brian R. Martinotti, J.S.C.

December 10, 2012