DRINKER BIDDLE & REATH LLP
A Delaware Limited Liability Partnership
500 Campus Drive
Florham Park, NJ 07932-1047
(973) 360-1100
Attorneys for Defendants
Bayer Corporation, Bayer HealthCare, L.L.C., and
Bayer HealthCare Pharmaceuticals Inc.

FILED
SEP 07 2011
BRIAN R. MARTINOTTI
J.S.C.

HERBEANN PENA, Plaintiff, v. BAYER CORP., BAYER HEALTHCARE, LLC, BAYER HEALTHCARE PHARMACEUTICALS, INC., BAYER SCHERING PHARMA AG, INTENDIS INC., BAYER AG, TEVA PHARMACEUTICALS USA, INC., BARR PHARMACEUTICALS LLC (formerly known as BARR PHARMACEUTICALS, INC.) BARR LABORATORIES, INC., JANE DOE DISTRIBUTORS (1-50), JILL DOE MANUFACTURERS (1-50), JACK DOE WHOLESALERS (1-50), JAKE DOE SELLERS (1-50), JOHN DOE MARKETERS (1-50), JOAN DOE FORMULATORS (1-50), JIM DOE HEALTH CARE PROVIDERS (1-50), and JEAN DOE (1-50), Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: BERGEN COUNTY DOCKET NUMBER BER-L-6635-10-MT CIVIL ACTION IN RE YAZ/YASMIN/OCELLA LITIGATION **ORDER TO ADMIT ERIK J. FRICK, ESQ.** ***PRO HAC VICE***

THIS MATTER being opened to the Court by Susan M. Sharko, Esq., a New Jersey attorney and one of the attorneys of record for defendants Bayer Corporation, Bayer HealthCare, L.L.C., and Bayer HealthCare Pharmaceuticals Inc., to permit Erik J. Frick, Esq., an attorney admitted to the practice of law in the State of Massachusetts, to participate with other counsel for

defendants Bayer Corporation, Bayer HealthCare, L.L.C., and Bayer HealthCare Pharmaceuticals Inc. in all phases of the trial, and it appearing that Erik J. Frick, Esq. is a licensed attorney in good standing in the State of Massachusetts, and it appearing that plaintiff's complaint raises products liability claims, and it further appearing that the law practice of Erik J. Frick, Esq. focuses on the trial and appeal of products liability cases, and it further appearing that defendants Bayer Corporation, Bayer HealthCare, L.L.C., and Bayer HealthCare Pharmaceuticals Inc. have requested that Erik J. Frick, Esq. represent them in this matter, and the court having considered the respective certifications of Jennifer LaMont, Esq. and Erik J. Frick, Esq., submitted in support of the motion, and for good cause having been shown:

IT IS this 7th day of September, 2011 ORDERED that Erik J. Frick, Esq. shall be and hereby is admitted *pro hac vice* and is authorized to appear and participate with other counsel for defendants Bayer Corporation, Bayer HealthCare, L.L.C., and Bayer HealthCare Pharmaceuticals Inc. in all phases of the trial, subject to the following conditions:

1. Erik J. Frick, Esq. shall abide by the New Jersey Court Rules including all disciplinary rules, R. 1:20-1 and R. 1:28-2.

2. Erik J. Frick, Esq. shall, and hereby does, consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against him or Eckert Seamans Cherin & Mellott, LLC that may arise out of her participation in this matter.

3. Erik J. Frick, Esq. shall immediately notify the Court of any matter affecting his standing at the Bar of any other Jurisdiction.

4. Erik J. Frick, Esq. shall have all pleadings, briefs and other papers filed with the court signed by an attorney of record authorized to practice in New Jersey, who shall be held responsible for them, the conduct of the litigation and the attorney admitted herein.

5. Erik J. Frick, Esq. cannot be designated as trial counsel.

6. No discovery, motion, trial or any other proceeding delay shall occur or be requested by reason of the inability of Erik J. Frick, Esq. to be in attendance.

7. Erik J. Frick, Esq. must, within ten (10) days of receipt of this Order, pay the fees required by R. 1:20-1(b) and R. 1:28-2 and submit an affidavit of compliance.

8. The *pro hac vice* admission of Erik J. Frick, Esq. will automatically terminate for failure to make the initial and any annual payment required by R. 1:20-1(b) and R. 1:28-2.

9. Non-compliance with any of the terms of this Order shall constitute grounds for removal.

10. A true copy of this Order shall be served upon all counsel of record within seven (7) days of the date hereof.

Hon. Brian R. Martinotti, J.S.C.

This Motion was:

_____ Opposed

_____ Unopposed

FP01/ 6564485.1