

**FILED**

NOV 15 2010

**Carol E. Higbee, P.J.Cv.**

IN RE: LEVAQUIN LITIGATION

SUPERIOR COURT OF NEW JERSEY LAW  
DIVISION: ATLANTIC COUNTY

CASE NO. 286

**CASE MANAGEMENT ORDER NO. 16**

**THIS MATTER**, having come before the Court at the September 30, 2010 Case Management Conference, and all parties having been represented by counsel, and for good cause shown, and the parties having consented to the form, substance and entry of this order:

IT IS on this 15 day of November, 2010, **ORDERED**, as follows:

1. The following cases are hereby substituted into for defense designated CMO 11 cases:

a. John Del Giorno v. Johnson & Johnson, et al., Docket No ATL-L-4019-09, replacing Lynette Colbert v. Johnson & Johnson, et al., Docket No. ATL-L-5097-09 which has been dismissed;

b. Willard Noyes v. Johnson & Johnson, et al., Docket No. ATL-L-0869-10, replacing Sally Romero v. Johnson & Johnson, et al., Docket No. ATL-L-2663-09, which has been dismissed;

c. Benton Levy v. Johnson & Johnson, et al., Docket No. ATL-L-1451-10, replacing Leslie Roby v. Johnson & Johnson, et al., Docket No. ATL-L-4877-09, which has been dismissed.

2. Defendants may depose the plaintiffs in an additional ten cases of their choice which were filed before July 1, 2010, and for which these firms are not lead counsel: Douglas & London, P.C., Napoli Bern Ripka, LLP, Zimmerman Reed, The Lanier Law Firm, Parker Waichman Alonso, LLP., A. Rene Hollyer, Esq., Lewis Saul. & Associates. These additional 10 cases are as follows:

- a. T.J. Ball, et al. v. Johnson & Johnson, et al., Docket No. ATL-L-2681-10;
- b. Sandra A. and Michael W. Cole v. Johnson & Johnson, et al., Docket No. ATL-L-1108-10;
- c. Martin Cox, et al v. Johnson & Johnson, et al., Docket No. ATL-L-1573-10;
- d. Clark Eckenrode, et al v. Johnson & Johnson, et al., Docket No. ATL-L-2853-10
- e. Anthony Farrar, et al v. Johnson & Johnson, et al., Docket No. ATL-L-2685-10;
- f. Michael Green v. Johnson & Johnson, et al., Docket No. ATL-L-1571-10;
- g. Stephen Haney, et al v. Johnson & Johnson, et al., Docket No. ATL-L-2733-10;
- h. Saundrai Jeffries v. Johnson & Johnson, et al., Docket No. ATL-L-2726-10;
- i. Summer Perry v. Johnson & Johnson, et al., Docket No. ATL-L-2863-10.
- j. Debra Caldwell v. Johnson & Johnson et al., Docket No. ATL-480-10.

3. The deadlines set forth in Case Management Order No. 11 are hereby extended as follows:

- Fact discovery shall be completed by December 15, 2010.

- Plaintiffs' expert reports shall be served by January 17, 2011.
- Defendants' expert reports shall be served by March 3, 2011.

4. Plaintiffs are now limited to a maximum of two detail representative depositions per plaintiff bellwether pool case. Counsel shall meet and confer if plaintiffs believe additional detail representative depositions are necessary upon completion of these depositions, and if there is no agreement, Counsel may seek the assistance of the Court.

  
HON. CAROL E. HIGBEE, P.J.CV.