

FILED
OCT 17 2016
RACHELLE L. HARZ
J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CASE NO. 297
MASTER DOCKET NO.: BER-L-4098-13

**IN RE MIRENA
LITIGATION**

**CIVIL ACTION
CASE MANAGEMENT ORDER # 51**

All prior orders remain in full force and effect except as modified by this Order

This Matter having been assigned to the Honorable Rachelle L. Harz, J.S.C., pursuant to the Supreme Court's Order of May 13, 2013, designating this matter for Multicounty Litigation Status ("MCL") of Mirena Litigation, (hereinafter referred to as "Mirena") and the Court having entered an Initial Case Management Order ("CMO") on May 20, 2013; having conducted a CMC; counsel appearing; for good cause shown and for the reasons set forth on the record;

IT IS on this 17th day of October, 2016,

ORDERED,

PART I

ORDERS ENTERED SINCE LAST CASE MANAGEMENT CONFERENCE

1. N/A

PART II

COMPLIANCE WITH PRIOR ORDERS

1. N/A

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PART III

CASE MANAGEMENT

1. **Kemp Motions; Oral Argument Schedule.** Oral arguments shall be heard on Monday, December 12, 2016, at 9:00 am until conclusion.
2. **Additional Discovery Issues.** Plaintiff's reply brief regarding additional discovery issues shall be filed by November 10, 2016. Oral argument shall be heard on November 17, 2016, at 11:00 am.
3. **Statute of Limitations Dismissal Procedure.** Defense counsel shall provide a list of cases that defense believes is time barred to the law firm associated with said clients by November 1, 2016. Each firm will have until January 6, 2016 to respond. In the event Plaintiff's counsel believes the case is not time barred, a detailed explanation must be provided.
4. **Discovery End Date.** The discovery end date shall be extended to January 31, 2017.

PART IV

GENERAL:

5. By consent of all parties, the Court may contact or be contacted on an *ex parte* basis regarding settlement issues only.
6. The Court may, from time to time, conduct phone conferences with defense counsel and liaison counsel.
7. Subject to agreement by and between counsel and with permission from the Court, counsel is permitted to appear telephonically; in order to have your

appearance on the record, it is counsel's responsibility to e-mail liaison counsel and the court reporter at least one hour before the proceeding with your name, firm, and party representing, indicating that you intend to appear by phone; in addition you must confirm your appearance, immediately following the proceeding. Absent the above, counsel's appearance will not be noted.

8. The official record shall be the transcript provided by the court reporter retained by counsel. The reporter shall preserve all proceedings and shall email a transcript of any court proceeding to the court within 14 days of the proceeding.
9. Counsel is permitted to serve one motion with a schedule of attached cases for *pro hac* admission. However, a separate order per case/docket number and filing fees is required.
10. The Court directs all counsel to R. 1:48 and expects all counsel to abide by the parameters set forth therein.
11. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.
12. Counsel shall provide the Court with their preferred e-mail address by e-mailing same to Anna Celentano at Anna.Celentano@njcourts.gov and Stephanie Tanelli at Stephanie.Tanelli@njcourts.gov.
13. Counsel shall copy their co-counsel and all adversaries on all e-mails and other electronic correspondence submitted to the Court [COUNSEL IS PROHIBITED FROM FILING ANY PLEADING ELECTRONICALLY]. Any such submission received after 4:30 p.m. will be deemed received at 9:00 a.m. on the next day Court is in session. Any such submission received after 4:30 p.m. on a Friday or

over a weekend, will be deemed received on 9:00 a.m. on the next day Court is in session.

14. Counsel is directed to contact The Superior Court of New Jersey, Attorneys Accounts: P.O. Box 980, Hughes Justice Complex, 25 W. Market Street, Trenton, New Jersey 08625 (609) 633-8643 to establish a collateral account for any filing fees within seven (7) days.
15. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.
16. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.


RACHELLE L. HARZ, J.S.C.