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**IN RE: PELVIC MESH/BARD  
LITIGATION**

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**SUPERIOR COURT OF NEW JERSEY**

**LAW DIVISION: BERGEN COUNTY**

**CASE NO. 292**

**MASTER DOCKET NO.: BER-L-17717-14**

**CIVIL ACTION**

**CASE MANAGEMENT ORDER #19**

**FILED**

**SEP 29 2016**

**James J. DeLuca, J.S.C.**

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

**THIS MATTER** having been reassigned to the Bergen County Vicinage, from Atlantic County, pursuant to the Supreme Court's Order of October 31, 2014; having conducted a CMC; counsel appearing; for good cause shown and for the reasons set forth on the record;

**IT IS** on this 29th day of September 2016, **ORDERED** as follows:

**PART I**

**I. ORDERS ENTERED SINCE LAST CASE MANAGEMENT CONFERENCE**

- A. Case Management Order No. 18, entered August 24, 2016
- B. Bellwether Scheduling Order, entered August 26, 2016

**PART II**

**II. COMPLIANCE WITH PRIOR ORDERS**

**A. Case Management Order No. 18**

- 1. The parties are conferring on discovery issues and will be prepared to discuss any areas of disagreement with the Court at the upcoming case management conference.

**B. Bellwether Scheduling Order**

1. The parties shall submit a list of 8 bellwether cases to the Court on September 30, 2016.

### PART III

#### III. CASE MANAGEMENT

##### A. Status of Bard Cases

1. Addition of cases to bellwether trial schedule and setting of trial dates
  - i. The parties have exchanged their lists of bellwether cases and will provide such lists to the Court.
2. Plaintiffs' requests for discovery, including updating of document productions and corporate representative depositions.
  - i. The parties will continue to meet and confer on the discovery issues.
  - ii. Defendants will provide a <sup>list</sup> 30(b)(6) deponents and the agreed deposition notices by October 4, 2016.
  - iii. Once the list is provided, Plaintiffs will provide a list of other items that still require attention by October 21, 2016.
  - iv. Defendants will have until October 28, 2016 to send in a response.

##### B. Status of Covidien Cases

1. The parties report they continue to make progress.
2. There is a stay until the next conference which is scheduled for November 3, 2016.

##### C. MDL Status Report

### PART IV

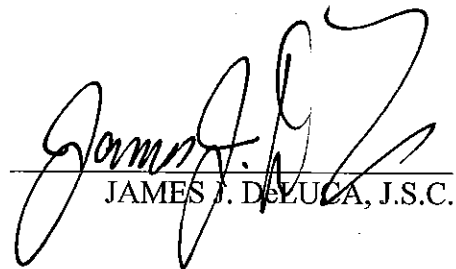
#### IV. GENERAL

1. The next Case Management Conference is scheduled for November 3, 2016 at 9:30 a.m. Liaison Counsel shall report at 8:30 a.m. to Courtroom 401. **Counsel shall submit a proposed agenda seven (7) days prior to this Case Management Conference.**
2. By consent of all parties, the court may contact or be contacted on an *ex parte* basis regarding settlement issues only.
3. The court may, from time to time, conduct phone conferences with defense counsel and liaison counsel.

4. 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 you appearance, immediately following the proceeding. Absent the above, counsel's appearance will not be noted.
5. 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.
6. 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.
7. The Court directs all counsel to R.1:4-8 and expects all counsel to abide by the parameters set forth therein.
8. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.
9. Counsel shall provide the Court with their preferred e-mail address by e-mailing same to Jamie Colaneri at [Jamie.Colaneri@njcourts.gov](mailto:Jamie.Colaneri@njcourts.gov) and Sean Hanratty at [Sean.Hanratty@njcourts.gov](mailto:Sean.Hanratty@njcourts.gov).
10. 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.

11. 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.
12. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.
13. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.

  
JAMES J. DELUCA, J.S.C.