

FILED

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RACHELLE L. HARZ
J.S.C.

REED SMITH LLP

Melissa A. Geist, Esq. (NJ Attorney ID 039641998)

506 Carnegie Center, Suite 300

Princeton, NJ 08540-7839

Tel. (609) 987-0050

Fax (609) 951-0824

Attorneys for Defendant C. R. Bard, Inc.

IN RE PELVIC MESH/
BARD LITIGATION

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION – BERGEN COUNTY
:
: MASTER DOCKET NO. BER-L-17717-14
:
:

Civil Action

:
:
: **ORDER TO SHOW CAUSE WHY**
: **PLAINTIFFS' COMPLAINTS SHALL NOT**
: **BE DISMISSED FOR FAILURE TO**
: **COMPLY WITH THE COURT'S**
: **JUNE 1, 2021 ORDERS**
:
:

THIS MATTER having come before the Court by Defendant C. R. Bard, Inc. through its counsel Melissa A. Geist, Esq., Reed Smith LLP; and

WHEREAS Plaintiffs identified below in **Schedule A** have failed to provide fully signed and completed Plaintiff Fact Sheets, including signed certifications, authorizations to collect medical records, and any unserved medical records relating to the implant and any explant procedure(s) within 45 days of the Court's June 1, 2021 Order to Produce Plaintiff Fact Sheets and Related Records; and

WHEREAS Plaintiffs identified below in **Schedule B** have failed to provide product identification within 45 days of the Court's June 1, 2021 Order to Provide Evidence of Implantation of a Bard Manufactured Product; and

IT IS on this 21st day of July, 2021 ORDERED that counsel for Plaintiffs identified below in Schedules A and B shall file a certification by **Tuesday, August 3, 2021**, to show good cause to the satisfaction of the Court that Plaintiffs complied with Court's June 1, 2021 Orders or show cause as to why Plaintiffs' complaints should not be dismissed *with prejudice* for failure to comply with the Court's June 1, 2021 Orders; and

IT IS FURTHER ORDERED that Plaintiffs identified below in **Schedule A** shall also serve via email a copy of their good cause certification and full, complete, and Plaintiff Fact Sheets, including signed certifications, authorizations to collect medical records, and any unserved medical records relating to the implant and any explant procedure(s) upon counsel for Defendant, Melissa Geist, Esq. at mgeist@reedsmith.com and jalopez@reedsmith.com by **Tuesday, August 3, 2021**;

IT IS FURTHER ORDERED that Plaintiffs identified below in **Schedule B** shall also serve via email a copy of their good cause certification and proof of product identification upon counsel for Defendant, Melissa Geist, Esq. at mgeist@reedsmith.com and jalopez@reedsmith.com by **Tuesday, August 3, 2021**;

SCHEDULE A

| Plaintiff | Lead Counsel | Civil Action No |
|--------------------|---|------------------------|
| Baisch, Loni | Napoli Shkolnik PLLC | BER-L-008222-18 |
| Bender, Joy | Napoli Shkolnik PLLC | BER-L-008223-18 |
| Dain, Letitia | Napoli Shkolnik PLLC | BER-L-008235-18 |
| Dudeck, Barbara | Napoli Shkolnik PLLC | BER-L-008242-18 |
| Garcia, Luz | Levy, Baldante, Finney & Rubenstein, PC | BER-L-017509-14 |
| Grudzien, Michelle | Napoli Shkolnik PLLC | BER-L-018698-14 |
| Henderson, Dawn | Feldman Pinto, LLC | BER-L-002633-20 |

| | | |
|-------------------|--|-----------------|
| Milkovits, Teresa | Marc J Bern & Partners LLP | BER-L-018371-14 |
| Minchella, Janet | Napoli Shkolnik PLLC | BER-L-008317-18 |
| Morris, Reva | Napoli Shkolnik PLLC | BER-L-008319-18 |
| Mossotti, Renee | Feldman Pinto, LLC | BER-L-002284-21 |
| Reynolds, Gayle | Napoli Shkolnik PLLC | BER-L-008330-18 |
| Riley, Christina | Napoli Shkolnik PLLC | BER-L-017450-14 |
| Santana, Donna | Williams Cuker Berezofsky, LLC | BER-L-014717-14 |
| Scadden, Janet | Wexler Wallace; Sadaka Associates LLC | BER-L-003201-19 |
| Shough, Christine | Napoli Shkolnik PLLC | BER-L-008335-18 |
| Talbot, Elaine | Napoli Shkolnik PLLC | BER-L-008338-18 |
| Veite, Dorothy | Napoli Shkolnik PLLC | BER-L-017595-14 |
| Whitman, Barbara | Napoli Shkolnik PLLC | BER-L-018879-14 |
| Wilson, Louanne | Marc J Bern & Partners LLP | BER-L-017451-14 |

SCHEDULE B

| Plaintiff | Lead Counsel | Civil Action No |
|--------------------|-----------------------------------|------------------------|
| Henderson, Dawn | Feldman Pinto, LLC | BER-L-002633-20 |
| Hendrickson, Lauri | Feldman Pinto, LLC | BER-L-003559-20 |
| Mossotti, Renee | Feldman Pinto, LLC | BER-L-002284-21 |
| Santana, Donna | Williams Cuker Berezofsky, LLC | BER-L-014717-14 |

IT IS FURTHER ORDERED that failure to comply with this Order to Show Cause will result in a dismissal of Plaintiffs' Complaint(s) *with prejudice*; and

IT IS FURTHER ORDERED that a true copy of this Order to Show Cause shall be served immediately upon Plaintiffs' liaison counsel, Adam M. Slater, Esq. and upon all counsel of record via LNFS within five (5) days of receipt of this Order.



HONORABLE RACHELLE L. HARZ, J.S.C.