

MARGARET BEDNARZ,

Plaintiff,

vs.

ETHICON, INC., ETHICON WOMEN'S
HEALTH AND UROLOGY, a Division of
ETHICON, INC., GYNECARE, JOHNSON &
JOHNSON, and JOHN DOES 1-20,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – BERGEN COUNTY
DOCKET NO. BER-L-13372-14-MCL

MASTER DOCKET NO. BER-L-11575-14

CIVIL ACTION

In Re Pelvic Mesh/Gynecare Litigation
Case No. 291

AMENDED
CASE MANAGEMENT ORDER TO
EXTEND CURRENT DEADLINES

FILED

JUN 03 2024

REGINA PABOVANO, J.S.C.

THIS MATTER having been brought before the Court jointly by all parties,
and for good cause shown; **AND THE COURT HAVING PREVIOUSLY GRANTED A CMO
ON MAY 22, 2024 WHICH CONTAINED A TYPOGRAPHICAL
ERROR WHICH THE COURT NOW, UNDER ITS OWN
MOTION, SPEAKS TO CORRECT, AS
IDENTIFIED HEREIN,**

IT IS ON THIS **30** day of ~~May~~ **JUNE**, 2024;

ORDERED that the deadlines in this matter shall be extended as follows:

A. Expert Discovery

- (i) By **June 14, 2024**, Plaintiff is to advise Defendants if the plaintiff has or intends to submit to an IME by plaintiff's case specific expert.
- (ii) By **June 14, 2024**, Plaintiff is to provide Defendants with possible dates between **July 22, 2024 and September 16, 2024** when the plaintiff can travel for a DME to be conducted by Defendants' expert. Defendants will then send plaintiff's counsel an email confirming the name of the defense expert, his or her qualifications, the location, date and time of the DME. This information will then be formalized in a Notice for DME that complies with the New Jersey Court Rules. If Plaintiff objects to

any aspect of the proposed DME, those objections can be raised with the Court by letter if there is no resolution after meeting and conferring with Defendants.

- (iii) Plaintiff expert report(s) shall be served by **July 22, 2024**. If Plaintiff fails to serve all expert reports by the deadline without having obtained prior leave of the Court, the case may be dismissed with prejudice.
- (iv) Defense expert reports shall be served by **September 23, 2024**.
- (v) The parties shall make best efforts to complete all necessary plaintiff expert depositions by **October 21, 2024**, and all necessary defense expert depositions by **November 18, 2024**. Plaintiff's experts will not be deposed until after receipt of the defense expert reports and the notes of all DME's. Defense expert depositions will not be conducted until after completion of plaintiff expert depositions.
- (vi) Expert discovery shall be completed by **November 18, 2024**.

B. Pre-Trial Motions

- (i) Pretrial motions other than *in limine* (dispositive, Kemp/ Accutane) shall be served by **December 23, 2024**. Consistent with the practice in this MCL, the original motion papers shall be submitted directly to the trial judge's chambers. Only Notices of Motion and Forms of Order shall be submitted for filing with the Clerk's office (either via JEDS or in hard copy).
- (ii) Oppositions to pre-trial motions shall be filed and served by **January 23, 2025**.
- (iii) Only when necessary, on leave of Court, limited replies shall be filed and served by **January 31, 2024, 2025**

- (iv) Oral argument on pre-trial motions and any remaining outstanding disputed deposition designations shall commence on **[To be determined by later order of the Court]**, continuing day to day as necessary.
- (v) The court shall issue rulings on pretrial motions and any outstanding deposition designation disputes that impact opening statements, or other such issues that must be resolved prior to opening statements by no later than **[To be determined by later order of the Court]**.


Hon. Gregg A. Padovano, J.S.C.

CONSENTED TO AS TO FORM AND ENTRY:

James D. Barger
Daniel Thornburgh
Brad Bradford
Aylstock, Witkin, Kreis
& Overholtz, PLLC
17 East Main Street, Suite 200
Pensacola, FL 32502
jbarger@awkolaw.com
dthornburgh@awkolaw.com
bbradford@awkolaw.com

*Attorney for Plaintiffs,
Margaret Bednarz and Peter Bednarz*

By: /s/ James D. Barger¹
James D. Barger

Dated: May 21, 2024

Kelly S. Crawford, Esq.
Riker Danzig LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, NJ 07962
kcrawford@riker.com

*Attorneys for Defendants, Ethicon, Inc.
and Johnson & Johnson*

By: /s/ Kelly S. Crawford¹
Kelly S. Crawford

Dated: May 21, 2024

¹ Pursuant to the New Jersey Supreme Court Omnibus Order on Covid-19 issues entered on March 27, 2020, " The provisions of Rule 1:32-2A(c) and all other Court Rules requiring original signatures on filings are relaxed and supplemented so as to permit electronic signatures to be used in all filing processes temporarily authorized to be used during the COVID-19 crisis, including, but not limited to emergent applications submitted by email and hardcopy submissions in dockets without an approved electronic filing system... ."

Richard A. Grodeck, Esq.
PIRO, ZINNA, CIFELLI, PARIS &
GENITEMPO, LLC
360 Passaic Avenue
Nutley, New Jersey 07110
rgrodeck@pirozinnalaw.com

Michael J. Heron, Esq.
Lenox, Socey, Formidoni, Giordano,
Lang, Carrigg & Casey LLC
136 Franklin Corner Road, B-2
Lawrenceville, New Jersey 08648
609-896-2000 ext: 113
mheron@lenoxlaw.com

*Attorneys for Plaintiffs Margaret Bednarz
and Peter Bednarz*

*Attorneys for Joseph A. Scian, MD and
Lifeline Medical Associates, LLC*

By: /s/ Richard A. Grodeck¹
Richard A. Grodeck

By: /s/ Michael J. Heron¹
Michael J. Heron

Dated: May 21, 2024

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