

**FILED**

JUN 26 2013

In re PELVIC MESH / GYNECARE  
LITIGATION,

Carol E. Higbee, P.J. Cv.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION, ATLANTIC COUNTY

CIVIL ACTION

Case No. 291 CT  
Master Case 6341-10

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

**CASE MANAGEMENT ORDER NO. 10**

Counsel for the parties having appeared for a case management conference on May 22, 2013 and the Court having considered the argument submitted by the parties, and for the continued purpose of equitable, economic and expedient resolution of these cases:

IT IS ON THIS 26 day of June, 2013,

**ORDERED** as follows:

1. Defendants shall produce the following witnesses for deposition on or about the dates indicated below, unless the parties agree to alternate dates within 60 days:

- a. Harlan Weisman, July 15-16, 2013;
- b. Ramy Mahmoud, July 17-18, 2013;
- c. Axel Arnaud, July 19-20, 2013;
- d. Brian Luscombe, July 29-30, 2013;
- e. Allison London Brown, July 30-31, 2013;
- f. Amy Goodwin, August 6-7, 2013;

- g. Dr. Jim Hart, August 7-8, 2013;
- h. Mark Yale, August 7-8, 2013;
- i. Dharini Amin, August 12-13, 2013;
- j. Peter Cecchini, August 14-15, 2013;
- k. Chuck Austin, August 15-16, 2013;
- l. Cheryl Bogardus, August 30, 2013;

2. If the witnesses set forth in Paragraph 1 are no longer employed by Defendants, or no longer within the Defendants control, Defendants are to so advise Plaintiffs and provide the last known address of any such witness. Depositions are to be taken as to all products at issue in this litigation. Cross-notices shall be served in the MDL, and there shall be coordination between the parties in the MDL and NJ litigations as to scheduling.

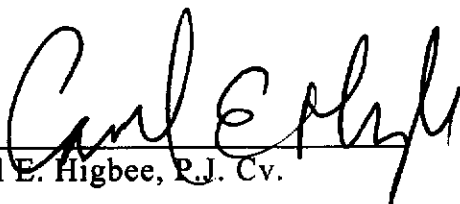
3. Defendants shall produce all registries and databases for its pelvic floor repair products (including any databases containing such products' clinical trial data or investigator-initiated studies) in their possession within a reasonable time as agreed upon by the parties. For the purposes of this Paragraph, "possession" shall mean a) in possession of the Defendants, or b) in the possession of a third-party who worked for Defendants and from whom Defendants have the ability to obtain said information. Such productions shall contain all underlying data, case report forms or underlying questionnaires. To the extent there are any registries and databases which Defendants are unable to produce or will not seek from third-parties, Defendants shall move for a Protective Order prior to the due date as to such information.

4. With respect to Defendants' April 15, 2013 clawback letter, Defendants shall file a motion on those documents for which they assert a claim of privilege or protection. Prior to a ruling on any such motion, the documents listed in the April 15, 2012 letter may be used by Plaintiffs at depositions.

5. Defendants shall respond by June 6, 2013 to the production requests contained in Adam Slater's letter of October 19, 2012 and Ben Anderson's letter of December 31, 2012.

6. Defendants shall notify Plaintiffs by June 3, 2013, whether they expect to use Dr. David Williams as a testifying expert in the Wicker trial. If so, Defendants shall produce by June 24, 2013 the expert reports and deposition transcripts previously requested by Plaintiffs.

**IT IS FURTHER ORDERED** that a copy of this Order shall be served upon all counsel of record within seven (7) days of the date hereof.

  
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Carol E. Higbee, P.J. Cv.