

Michael C. Zogby, Esq. (030312002)
Jessica L. Brennan, Esq. (024232007)
FAEGRE DRINKER BIDDLE & REATH LLP
A Delaware Limited Liability Partnership
600 Campus Drive
Florham Park, NJ 07932-1047
(973) 549-7000
Attorneys for Defendants Mentor Worldwide,
LLC, Ethicon, Inc., and Johnson & Johnson

FILED

MAR 18 2022

**RACHELLE L. HARZ
J.S.C.**

MELLINY TOLSON and PHILLIP
TOLSON,

Plaintiffs,

v.

ETHICON, INC., et al.

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

DOCKET NO. BER-L-3777-16 MCL
MASTER CASE NO. BER-L-11575-14

CASE NO. 291

CIVIL ACTION

**ORDER DISMISSING PLAINTIFFS'
COMPLAINT FOR FAILURE TO
PROVIDE PFS**

THIS MATTER having been opened to the Court by Faegre Drinker Biddle & Reath LLP, attorneys for Defendants Mentor Worldwide, LLC, Ethicon, Inc., and Johnson & Johnson, for entry of an Order dismissing Plaintiffs' Complaint without prejudice for failure to provide PFSs in accordance with Case Management Order No. 67, and the Court having considered the submission of the parties and oral argument, if any, and for good cause shown;

IT IS on this 18th day of March, ~~2021~~ 2022

ORDERED that:

1. Plaintiffs' Complaint is hereby dismissed without prejudice for failure to provide a PFS in accordance with Case Management Order No. 67;

2. If Plaintiffs provide a PFS in accordance with Case Management Order No. 67 within 30 days of entry of this Order, Plaintiffs may move to reinstate their case and pay a \$100 reinstatement fee;
3. If Plaintiffs provide a PFS in accordance with Case Management Order No. 67 after 30 days but within 90 days of entry of this Order, Plaintiffs may move to reinstate their case and pay a \$300 reinstatement fee;
4. If Plaintiffs do not provide a PFS in accordance with Case Management Order No. 67 within 90 days of entry of this Order, Defendants may move to dismiss the case with prejudice.



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

Opposed

Unopposed