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**FILED**  
**JUL 07 2023**

**GREGG A. PADOVANO, J.S.C.**

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In Re PELVIC MESH/GYNECARE  
LITIGATION,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION, BERGEN COUNTY

CIVIL ACTION  
Case No. 291 CT

Master Case BER-L-11575-14

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

PROPOSED ORDER

RE: ESTABLISHMENT OF QUALIFIED  
SETTLEMENT FUND

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The Oshman Firm, LLC ("Oshman"), as counsel for certain plaintiffs in this action, having moved the Court for entry of an Order to aid in the efficient processing and administration of a confidential Settlement Agreement (the "Settlement Agreement") between Defendant Ethicon, Inc. and certain related companies ("Ethicon") and Oshman to resolve the claims of certain claimants against Ethicon relating to the implant of Ethicon Pelvic Mesh Products (as defined in the Settlement Agreement). The Court, having reviewed the Motion, and finding good and sufficient cause,

FINDS and ORDERS the following:

1. The Unopposed Motion is GRANTED.
2. In order to assist in the administration of the settlement of claims brought by the clients of Oshman, The OSHMAN-ETHICON Qualified Settlement Fund shall be established as a Qualified Settlement Fund within the meaning of Treasury Regulation Section 1.468B-1, pursuant to this court's continuing subject matter jurisdiction over the underlying matter and consistent with Treas. Reg. Section 1.468B-1(c)(1). All settlements reached by and between Ethicon and Plaintiffs in state or federal litigation or Claimants who are represented by Oshman pursuant to the Master Settlement Agreement dated July 22, 2022, shall be paid into The OSHMAN-ETHICON Qualified Settlement Fund.

3. The Garretson Resolution Group, Inc., d/b/a Epiq Mass Tort is appointed as Fund Administrator and shall serve pursuant to the terms, conditions and restrictions of the Unopposed Motion, the Master Settlement Agreement, and the Escrow Agreement. Oshman and said Fund Administrator are given the authority to conduct any and all activities necessary to administer this Fund as described in the Motion.

4. The OSHMAN-ETHICON Qualified Settlement Fund, which includes all principal and interest earned thereon, shall be deposited in an escrow account held at J.P. Morgan Chase Bank, N.A. ("JPM Chase"), and JPM Chase shall serve as the Escrow Agent pursuant to the terms of the Parties' Escrow Agreement with JPM Chase. Investment related decisions shall be made pursuant to the terms and conditions set forth in the parties Master Settlement Agreement and Escrow Agreement, and disbursements from The OSHMAN-ETHICON Qualified Settlement Fund shall be made pursuant to the terms of the Master Settlement Agreement and Escrow Agreement, which include provisions for payments into the Common Benefit Fund.

5. The Fund Administrator is authorized, upon final distribution of all monies paid into the Fund, to take appropriate steps to wind down the fund, and thereafter the Fund Administrator is discharged from any further responsibility with respect to the Fund.

6. The Court directs the Clerk to file a copy of this Order on the docket.

So Ordered this 7<sup>th</sup> July day of ~~June~~, 2023.

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