

Kelly S. Crawford - NJ Attorney ID #029141993
RIKER DANZIG LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, NJ 07962-1981
(973) 538-0800

FILED

AUG 28 2024

GREGG A. PADOVANO, J.S.C.

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

DELMAR SMITH,

Plaintiff,

vs.

ETHICON, INC., and JOHNSON &
JOHNSON,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - BERGEN COUNTY

DOCKET NO. BER-L-13793-14

MASTER DOCKET. NO.
BER-L-011575-14

CIVIL ACTION

In re Pelvic Mesh/Gynecare
Litigation
Case No. 291

**ORDER GRANTING THE MOTION FOR
THE PRO HAC VICE ADMISSION OF
MATTHEW P. SMITH, ESQ.**

THIS MATTER having come before the Court on the Motion of Defendants Ethicon, Inc. and Johnson & Johnson ("Defendants") for an Order admitting attorney Matthew P. Smith, Esq., from the Nashville, Tennessee office of Butler Snow LLP, pro hac vice in the above matter; and the Court having read and considered all submissions in connection with the Motion; good cause appearing;

IT IS on this 28TH day of AUGUST, 2024,

ORDERED that Matthew P. Smith, Esq. is hereby admitted pro hac vice to represent Defendants in this litigation in

association with New Jersey counsel, Riker Danzig LLP, in the above matter; and

IT IS FURTHER ORDERED that:

1. Mr. Smith shall abide by the New Jersey Court Rules, including all disciplinary rules, Rule 1:20-1 and Rule 1:28-2;

2. Mr. Smith shall consent to the appointment of the Clerk of the Supreme Court as the agent upon whom service of process may be made for all actions against his firm that may arise out of his participation in this matter;

3. Mr. Smith shall notify the Court immediately of any matter affecting his standing at the Bar of any other court;

4. Mr. Smith shall have all pleadings, briefs, and other papers filed with the Court signed by an attorney of record authorized to practice in this State, who shall be held responsible for them, the conduct of the case, and the attorney admitted herein;

5. Mr. Smith shall not be designated as trial counsel for purposes of Rule 4:25-4;

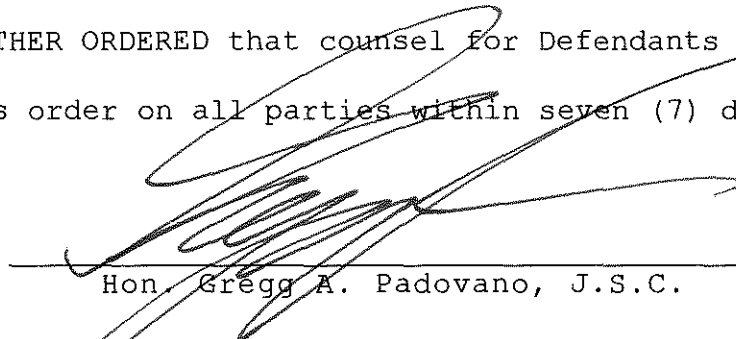
6. No delay in discovery, motions, trial, or any other proceeding shall occur or be requested by reason of the inability of Mr. Smith to be in attendance;

7. Mr. Smith must, within 30 days, pay the fees required by Rule 1:20-1 and Rule 1:28-2;

8. Automatic termination of pro hac vice admission will occur for failure to make the required annual payment to the Ethics Financial Committee and the New Jersey Fund for Client Protection. Proof of such payment, after filing proof of the initial payment, shall be made no later than February of each year;

9. Noncompliance with any of these requirements shall constitute grounds for removal; and

IT IS FURTHER ORDERED that counsel for Defendants shall serve a copy of this order on all parties within seven (7) days.



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

Opposed

Unopposed

Kelly S. Crawford - NJ Attorney ID #029141993
RIKER DANZIG LLP
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**NOTICE OF MOTION BY DEFENDANTS FOR
THE PRO HAC VICE ADMISSION OF
MATTHEW P. SMITH ESQ.**

TO: Daniel C. Burke, Esq.
Bernstein Liebhard LLP
10 East 40th Street
New York, New York 10016
Dburke@bernlieb.com

Stacy P. Maza, Esq.
Law Offices of Jan Meyer & Associated, P.C
1029 Teaneck Road, Second Floor
Teaneck, NJ 07666
smaza@janmeyerlaw.com

Katherine Cornell, Esq.
Edward Blizzard, Esq.
Blizzard Law PLLC
5020 Montrose Blvd, Suite 410
Houston, Texas 77006
katherine@cornell-triallaw.com
eblizzard@blizzardlaw.com

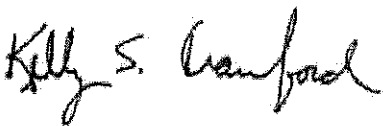
Attorneys for Plaintiff

COUNSEL:

PLEASE TAKE NOTICE that, on July 19, 2024, or as soon thereafter as counsel may be heard, counsel for Defendants Ethicon, Inc., and Johnson & Johnson ("Defendants") will move before the Superior Court of New Jersey, Law Division, Bergen County, for an Order pursuant to R. 1:21-2 and R. 4:42(c) granting the admission pro hac vice of attorney Chad R. Hutchinson in the above-captioned matter for the purpose of representing Defendants in this litigation in association with the undersigned New Jersey counsel.

PLEASE TAKE FURTHER NOTICE that Defendants will rely upon the Certification of Chad R. Hutchinson, Esq., and Certification of Kelly S. Crawford, Esq., in support of the Motion. A proposed form of Order is submitted herewith.

RIKER DANZIG LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, New Jersey 07962
Attorneys for Defendants

By: 

Kelly S. Crawford

Dated: June 26, 2024

Kelly S. Crawford - NJ Attorney ID #029141993
RIKER DANZIG LLP
Headquarters Plaza
One Speedwell Avenue
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(973) 538-0800

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

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**CERTIFICATION OF MATTHEW P. SMITH
IN SUPPORT OF DEFENDANTS' MOTION
FOR HIS PRO HAC VICE ADMISSION**

I, Matthew P. Smith, Esq., of full age, upon my oath, state
as follows:

1. I am an attorney-at-law in the State of Tennessee and a
member of the law firm of Butler Snow LLP, with the offices at the
Pinnacle at Symphony Place, Suite 1600, 150 3rd Avenue South,
Nashville, TN 37201.

2. I submit this certification in support of the
application of Defendants seeking my admission pro hac vice,
pursuant to the R. 1:21-2, to appear and practice before this Court

for the purposes of the cases on Schedule A, submitted with this Motion.

3. Butler Snow LLP has been retained as attorneys by Defendants to provide legal representation in connection with this matter. This litigation involves a complex field of product liability law in which the undersigned has practiced for a number of years and is a specialist. In addition, the undersigned has had an attorney-client relationship with Defendants for an extended period of time. Through this representation, Butler Snow LLP has become very familiar with the type of legal issues involved in this litigation.

4. I graduated from the University of California, Berkeley, School of Law with a Juris Doctor degree in 2006.

5. I have been a member in good standing of the Bar of California since 2006 (active) and the Bar of Tennessee since 2019 (active).

6. No disciplinary proceedings are presently pending nor have disciplinary proceedings ever been instituted against me.

7. I respectfully request that I be admitted to appear and practice before this Court for the purposes of the cases on Schedule A, submitted with this Motion.

8. I am associated with and will serve as co-counsel for Defendants with Kelly S. Crawford, Esq., a member of the New Jersey Bar, who maintains law offices at Riker Danzig LLP, One Speedwell

Avenue, Morristown, New Jersey 07962-1981, as local counsel pursuant to the New Jersey Court Rule 1:21-2, and as attorney of record.

9. I agree to make payment to the Ethics Financial Committee and the New Jersey Lawyers' Fund for Client Protection as provided by the New Jersey Court Rule 1:28-2(a).

10. I have previously acted as outside counsel to Ethicon, Inc. and Johnson & Johnson and they requested that I represent them in this litigation.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.



A handwritten signature in black ink, appearing to read 'M. P. Smith', is written over a horizontal line.

Dated: June 26, 2024

Matthew P. Smith, Esq.

Kelly S. Crawford - NJ #029141993
RIKER DANZIG LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, NJ 07962-1981
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Attorneys for Defendants,
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DELMAR SMITH,

Plaintiff,

vs.

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Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - BERGEN COUNTY

DOCKET NO. BER-L-013793-14

MASTER DOCKET. NO.
BER-L-011575-14

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**CERTIFICATION OF KELLY S.
CRAWFORD IN SUPPORT OF
DEFENDANTS' MOTION FOR THE PRO
HAC VICE ADMISSION OF
MATTHEW P. SMITH, ESQ.**

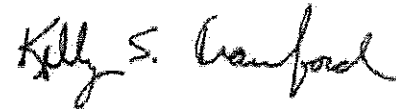
I, Kelly S. Crawford, of full age, hereby certify as follows:

1. I am an attorney at law of the State of New Jersey and a member of the law firm of Riker Danzig LLP, counsel of record for Defendants, Ethicon, Inc. and Johnson & Johnson.

2. I make this Certification in support of Defendants' application to have Matthew P. Smith, Esq. admitted to this Court pro hac vice for all purposes in the above-captioned matters.
3. As indicated in his attached certification, Mr. Smith is a member in good standing of the Bars of the States of Tennessee and California and is a partner in the law firm of Butler Snow, LLP, 150 3rd Avenue South, Suite 1600, Nashville, Tennessee 37201. His certification otherwise meets the requirements of the New Jersey Court Rules and the New Jersey Rules of Professional Conduct.
4. I have agreed to work with Mr. Smith, to be responsible for the conduct of the above-captioned case, and to ensure that the requirements of Rule 1:21-2 are met.
5. If admitted, Mr. Smith will contribute to the New Jersey Client Protection Fund and Ethics Financial Committee in accordance with New Jersey Court Rules 1:28-2 and 1:20-1(b), and will continue to do so as required by the Court Rules.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I may be subject to punishment.

Attorneys for Defendants

A handwritten signature in black ink that reads "Kelly S. Crawford". The signature is written in a cursive style with a large, stylized "K" and "C".

Kelly S. Crawford

Dated: June 26, 2024

Kelly S. Crawford - NJ Attorney ID #029141993
RIKER DANZIG LLP
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CERTIFICATE OF SERVICE

I hereby certify that, on this date, I caused a copy of the attached Notice of Motion, Certification of Matthew P. Smith Esq., Certification of Kelly S. Crawford, Esq. and a proposed form of Order to be served on the following by e-mail:

Daniel C. Burke, Esq.
Bernstein Liebhard LLP
10 East 40th Street
New York, New York 10016
Dburke@bernlieb.com

Stacy P. Maza, Esq.
Law Offices of Jan Meyer & Associated, P.C.
1029 Teaneck Road, Second Floor
Teaneck, NJ 07666
smaza@janmeyerlaw.com

Katherine Cornell, Esq.
Edward Blizzard, Esq.
Blizzard Law PLLC
5020 Montrose Blvd, Suite 410
Houston, Texas 77006
katherine@cornell-triallaw.com
eblizzard@blizzardlaw.com

Attorneys for Plaintiff

Date: June 26, 2024

By: _____



Farwa Tahir