

FILED

MAY 03 2024

JOHN C. PORTO, P.J.Cv.

IN RE TALC BASED POWDER
PRODUCT LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ATLANTIC COUNTY

CASE NO.: 300

CIVIL ACTION

**CASE MANAGEMENT ORDER 19 –
ORDER GOVERNING AMENDMENTS
TO COMPLAINTS**

THIS MATTER having come before the Court upon the joint application of the Parties, and the Court having reviewed the matter,

IT IS ON THIS 3rd day of May, 2024,

ORDERED THAT:

The procedures set forth below shall govern the amendment of existing complaints to add new defendants (section A) and the amendment of complaints to substitute plaintiffs (section B)

A. Amendment of Complaints to Add New Defendants

1. Plaintiffs are hereby granted leave to file Amended Complaints to add new Defendants without further motion to the court provided that:

a) Each Plaintiff's firm serve a single copy of their proposed Amended Complaint to defense counsel, Susan Sharko, Esquire, along with a proposed consent order in the form attached as Exhibit A, before filing with the Court;

b) Each Plaintiff's firm send a list of all cases it intends on filing an Amended Complaint with the Court, Terms and Numbers to defense counsel, Susan Sharko, Esquire, before filing with the Court;

c) Defendants will review the Amended Complaint and consent order within seven (7) days of receipt. After Defendants have reviewed and approved of the Amended Complaint and consent order, each Plaintiff's firm may then file the agreed upon Consent Order with the proposed Amended Complaint and list of all the cases to which the Amended Complaint applies.

2 The foregoing does not apply to any of the 15 cases selected for the Discovery Pool in accordance with the Third Amended Case Management Order 9 and listed in Case Management Order 22.

3. Defendants are not required to file an Answer to any Amended Complaints until a case receives a trial date.

B. Amendment of Complaints to Substitute Plaintiffs

1. Plaintiffs are hereby granted to leave to amend their complaints to substitute the party plaintiff so long as the necessary documents establishing the newly substituted plaintiff's authority to prosecute the action (as defined by applicable state law) are attached as an exhibit to the amended complaint. No further permission of the Court is required for amendments that comply with these requirements.

2. All challenges to the amendments to substitute the parties are reserved until a case receives a trial date.



THE HONORABLE JOHN C. PORTO

EXHIBIT A

