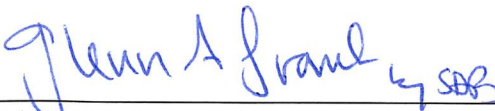


NOTICE TO THE BAR
MULTICOUNTY LITIGATION –
HEALTHPLUS SURGERY CENTER LITIGATION

A previous Notice to the Bar requested comments on an application for multicounty litigation (MCL) designation of New Jersey state-court litigation alleging injuries due to lapses in infection control in sterilization/cleaning of instruments used during medical procedures at the **HealthPlus Surgery Center**. This Notice is to advise that the Supreme Court, after considering the application and the comments received, has determined to designate cases involving allegations against **HealthPlus Surgery Center LLP** as multicounty litigation. The Court has assigned this MCL to Bergen County for centralized case management by Superior Court Judge Rachelle Harz.

Published with this Notice is the Supreme Court's December 2, 2019 Order. This Order is posted in the Multicounty Litigation Center <http://www.njcourts.gov/attorneys/mcl/index/html> on the Judiciary's website (www.njcourts.gov). Judge Harz's Initial Case Management Order will be posted in the Multicounty Litigation Center.

Questions concerning this matter may be directed to Melissa A. Czartoryski, Chief, Civil Practice Division, Administrative Office of the Courts, Hughes Justice Complex, P. O. Box 981, Trenton, New Jersey 08625-0981; telephone: (609) 815-2900 ext. 54901; e-mail address: Melissa.Czartoryski@njcourts.gov.



Glenn A. Grant, J.A.D.
Acting Administrative Director of the Courts

Dated: December 10, 2019

SUPREME COURT OF NEW JERSEY

On application made pursuant to Rule 4:38A and the Multicounty Litigation Guidelines and Criteria for Designation (Revised) promulgated by Directive #02-19 in accordance with that Rule, it is hereby ORDERED that all pending and future New Jersey state court actions against HealthPlus Surgery Center LLP, alleging injuries caused by lapses in infection control in sterilization/cleaning of instruments at the **HealthPlus Surgery Center** in Bergen County, be designated as multicounty litigation ("MCL") for centralized management purposes; and

It is FURTHER ORDERED that any and all such complaints that have been filed in the various counties and that are under or are awaiting case management and/or discovery shall be transferred from the county of venue to the Superior Court, Law Division, Bergen County and that, pursuant to N.J. Const. (1947), Art.VI, sec.2, par.3, the provisions of Rule 4:3-2 governing venue in the Superior Court are supplemented and relaxed so that all future such complaints, no matter where they might be venued, shall be filed in Bergen County; and

It is FURTHER ORDERED that Superior Court Judge Rachelle Harz shall oversee management and trial issues for such cases and may, in her discretion, return such cases to the original county of venue for disposition, and

It is FURTHER ORDERED that no Mediator or Master may be appointed in this litigation without the express prior approval of the Chief Justice.

For the Court,



Chief Justice

Dated: December 2, 2019