

**FILED**

**JAN 13 2022**

**JOHN C. PORTO, J.S.C.**

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: ATLANTIC COUNTY  
MASTER DOCKET NO. ATL-L-794-19

MCL CASE NO. 630

Civil Action

**CASE MANAGEMENT ORDER NO. 23  
[PROCEDURE FOR REPLACEMENT OF  
CASES SELECTED FOR TRIAL]**

---

IN RE PROCEED MESH LITIGATION  
(Proceed® Surgical Mesh and Proceed®  
Ventral Patch Hernia Mesh)

---

This matter having been opened to The Court by defendants at a Case Management Conference held on the record on December 16, 2021; and it appearing that on November 18, 2021 there was filed on the docket the trial selections of the Court, plaintiffs and defendants pursuant to the July 1, 2021 Fourth Amended Case Management Order No. 7 [Discovery, Scheduling and Case Management-Initial Discovery Pool]; and good cause appearing;

**IT IS** on this 13<sup>th</sup> day of January, 2022,

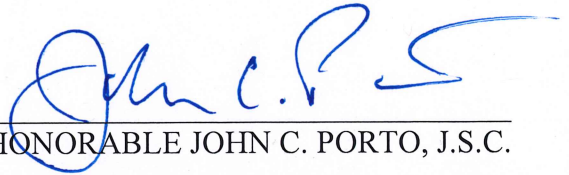
**ORDERED** that:

1. If any case selected for trial is dismissed on or before January 31, 2022, the case shall be replaced with a case selected in the same manner as the dismissed case pursuant to the Fourth Amended Case Management Order No. 7;

2. If any case selected for trial is dismissed voluntarily by plaintiffs between January 31, 2022 and March 1, 2022, the defendants will select the replacement case from the Discovery Pool and the parties will work diligently to complete discovery in the replacement case.

3. If any case selected for trial is settled or otherwise requested by defendants to be eliminated from the Trial Pool between January 31, 2022 and March 1, 2022, the plaintiffs will select the replacement case from the Discovery Pool and the parties will work diligently to complete discovery in the replacement case.

4. If any case selected for trial is dismissed after March 1, 2022 no replacement case will be selected. If the case is dismissed by plaintiff, the party defendants will be permitted to strike one of the plaintiff's remaining cases for consideration as the first case to be tried. If the case is dismissed on account of settlement, plaintiffs shall be permitted to strike one of defendant's remaining cases for consideration as the first case to be tried.

A handwritten signature in blue ink, appearing to read "John C. Porto", is written above a horizontal line. The signature is stylized and cursive.

HONORABLE JOHN C. PORTO, J.S.C.