

## NOTICE TO THE BAR

### MASS TORTS – TERMINATION OF MASS TORT DESIGNATION OF THE ORTHO EVRA BIRTH CONTROL PATCH LITIGATION

In accordance with Court Rule 4:38A and the Revised Mass Tort Guidelines as promulgated by Directive #7-09, a previous Notice to the Bar sought comments on the recommendation of Superior Court Judge Jessica R. Mayer for termination of the mass tort designation and centralized management of the Ortho Evra Birth Control Patch Litigation. This Notice is to advise that the Supreme Court, after considering the recommendation and having received no comments, has terminated the mass tort designation and the centralized management of all pending and future New Jersey state-court litigation involving the Ortho Evra Birth Control Patch.

Notwithstanding the termination of the mass tort designation and centralized management of the litigation, the Court's order provides that Judge Mayer will continue to handle the following three cases to their conclusion: *Dery v. Johnson & Johnson*, L-005743-07; *Richardson v. Johnson & Johnson*, L-009620-07; and *Hayes-Jones Est. of Djuna v. Ortho McNeil Pharmaceutical*, L-003416-10.

Published with this Notice is the Court's March 8, 2011 Order. The Order is also posted on the Judiciary's Internet website ([www.njcourts.com](http://www.njcourts.com)) in the Mass Tort Information Center ([www.judiciary.state.nj.us/mass-tort/index.htm](http://www.judiciary.state.nj.us/mass-tort/index.htm)).

Questions concerning the Court's termination of the mass tort designation and centralized management of the Ortho Evra Birth Control Patch Litigation may be directed to Taironda E. Phoenix, Esq., Staff Attorney, Civil Practice Division, Administrative Office of the Courts, Hughes Justice Complex, P.O. Box 981, Trenton, New Jersey 08625-0981; telephone (609) 292-8471; email address [taironda.phoenix@judiciary.state.nj.us](mailto:taironda.phoenix@judiciary.state.nj.us).

/s/ Glenn A. Grant

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

Dated: March 23, 2011

## SUPREME COURT OF NEW JERSEY

It is ORDERED that the Court's Order of October 10, 2006 designating all pending and future New Jersey state-court civil litigation involving the Ortho Evra Birth Control Patch as a mass tort and transferring all such existing and future cases to Middlesex County (Vicinage 8) for centralized case management and discovery purposes, as well as the subsequent Orders of September 4, 2007 and August 7, 2009, are hereby terminated; and

It is FURTHER ORDERED that the following three cases, notwithstanding the preceding paragraph, shall remain venued in Middlesex County and assigned to Superior Court Judge Jessica R. Mayer for such additional case management as may be needed and for trial: Dery v. Johnson & Johnson, L-005743-07; Richardson v. Johnson & Johnson, L-009620-07; and Hayes-Jones Est. of Djuna v. Ortho McNeil Pharmaceutical, L-003416-10.

For the Court,

/s/ Stuart Rabner

Chief Justice

Dated: March 8, 2011