

NOTICE TO THE BAR

DENIAL OF APPLICATION FOR MULTICOUNTY LITIGATION DESIGNATION OF NEW JERSEY STATE COURT LITIGATION INVOLVING INDEPENDENT DISPUTE RESOLUTION PAYMENT DETERMINATIONS UNDER THE FEDERAL NO SURPRISES ACT

A previous Notice to the Bar sought comments on an application for designation as Multicounty Litigation (MCL) of New Jersey state-court litigation involving Independent Dispute Resolution (IDR) payment determinations issued under the federal No Surprises Act, 42 U.S.C. § 300gg-111 *et seq.*, against health insurance benefits administrators. That application was submitted pursuant to Rule 4:38A and the Multicounty Litigation Guidelines and Criteria for Designation (Revised) as promulgated by Directive #02-19. This Notice is to advise that the Supreme Court, after considering the application and all comments received, has determined not to grant the application. The Court based its denial on the finding that MCL designation is typically reserved for large-scale complex personal injury or product liability cases with many injured plaintiffs against few defendants, that these IDR cases do not fit that model and that they lack uniformity with different actors, facts, and defenses.

This Notice will also be posted in the Multicounty Information Center (<https://www.njcourts.gov/attorneys/multicounty-litigation>) on the Judiciary's website ([njcourts.gov](https://www.njcourts.gov)).

Questions concerning this matter may be directed to Melissa Czartoryski, Esq., Chief, Civil Court Programs, 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.



Michael J. Blee, J.A.D.
Acting Administrative Director of the Courts

Dated: September 16, 2026