

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

IN RE: ELMIRON (PENTOSAN
POLYSULFATE SODIUM) PRODUCTS
LIABILITY LITIGATION

Case No. 2:20-md-02973 (BRM) (ESK)
MDL No. 2973

ORDER

THIS MATTER is opened to the Court on the Report and Recommendation of the Special Master, the Honorable Mark Falk, U.S.M.J. (ret.), dated June 22, 2022. (ECF No. 150.) The Honorable Brian R. Martinotti, U.S.D.J. appointed Judge Falk as Special Master for the Common Benefit Fund by Order entered on October 13, 2021. (ECF No. 94.) In his Report and Recommendation, Judge Falk recommends the following fourteen individuals be appointed to the Plaintiffs' Steering Committee ("PSC"): (1) Aimee Wagstaff (Andrus & Wagstaff, P.C.); (2) Audrey Perlman Raphael (Levy Konigsberg, LLP); (3) Emily Acosta (Martin Baughman); (4) Francisco R. Maderal (Maderal Byrne PLLC); (5) Sindhu Daniel (Grant & Eisenhofer, P.A.); (6) Anne Callis (Holland Law Firm); (7) Robert J. Drakulich (The Drakulich Firm, APLC); (8) Catherine Hilliard (Hilliard Martinez Gonzales, LLP); (9) Megan Moore (Pulaski Kherkher, PLLC); (10) Ruth Rizkalla (The Carlson Law Firm); (11) Thomas P. Valet (Rappaport, Glass, Levine, & Zullo, LLP); (12) Melanie S. Bailey (Burg Simpson Eldredge Hersh & Jardine, P.C.); (13) Mitchell T. Theodore (Cory Watson Attorneys); and (14) Ann E. Rice Ervin (Motley Rice). (ECF No. 150 at 1–4.)

Prior to making the Report and Recommendation, Judge Falk oversaw the PSC reapplication process. (*Id.* at 1.) He carefully reviewed the reapplications and new applications to the PSC and considered the qualifications of each applicant. (*Id.*) In the process, Judge Falk consulted at length with Plaintiffs' lead counsel. (*Id.*) Judge Falk is satisfied that the fourteen above-mentioned individuals are fully qualified and will make a substantial contribution to the PSC committee. (*Id.*) The Court agrees. Having reviewed the Report and Recommendation, and for good cause appearing,

IT IS on this 13th day of July 2022,

ORDERED that the Report and Recommendation (ECF No. 150) is hereby adopted in its entirety and entered.

/s/ Brian R. Martinotti

HON. BRIAN R. MARTINOTTI
UNITED STATES DISTRICT JUDGE