

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI

IN RE: NUVARING PRODUCTS)	
LIABILITY LITIGATION)	MDL Docket No. 4:08-md-01964-RWS
)	
)	HONORABLE RODNEY W. SIPPEL
)	
THIS DOCUMENT APPLIES TO:)	
)	
PLAINTIFF, SEE APPENDIX A)	
)	

**ORDER GRANTING PROPOSED MOTION TO ESTABLISH
QUALIFIED SETTLEMENT FUND AND APPOINT FUND ADMINISTRATOR**

Upon Motion of Sizemore Law Firm and for good cause shown, the Court hereby Orders as follows:

1. In order to assist in the administration of the settlement of claims brought by the clients of The Sizemore Law Firm, PLC (“Sizemore Plaintiffs”) (which shall include all plaintiffs listed in Appendix A to this Order), the Sizemore NuvaRing Qualified Settlement Fund shall be established as a Qualified Settlement Fund within the meaning of Treasury Regulation Section 1.468B-1, pursuant to this Court’s continuing subject matter jurisdiction over the underlying matter and consistent with Treas. Reg. Section 1.468B-1(c)(1). All settlements reached by and between Plaintiffs in state or federal litigation or Claimants who are represented by Sizemore shall be paid into the Sizemore NuvaRing Qualified Settlement Fund, pursuant to the NuvaRing Master Settlement Agreement dated as of February 7, 2014.

2. ARX Management is appointed as Fund Administrator and Trustee pursuant to the terms, conditions and restrictions of this Motion, thereby granting the Fund Administrator the

authority to conduct any and all activities necessary to administer this Fund as described in this Motion.

3. The Fund shall be held at Plaza Bank, a financial institution doing business in Irvine, California, according to the terms and conditions of the Motion.

4. The Fund Administrator is authorized to effect qualified assignments of any resulting structured settlement liability within the meaning of Section 130(c) of the Internal Revenue Code to the qualified assignee.

5. The Fund Administrator is authorized to receive funds from the NuvaRing Qualified Settlement Fund, and segregate settlement funds, and distribute all attorney fees and litigation expenses, consistent with the terms of the Motion and the Master Settlement Agreement approved by this Court on February 7, 2014.

6. The Fund Administrator is authorized to distribute all attorneys' fees and litigation expenses to counsel for Sizemore Plaintiffs, consistent with their existing contingency fee contract.

7. The Fund Administrator is further authorized to make distributions consistent with the terms of the MSA and the Motion.

8. The Fund Administrator is authorized to effect qualified assignments of any resulting structured settlement liability within the meaning of Section 130(c) of the Internal Revenue Code to the qualified assignee, and to take all actions as provided in the Motion filed with this Court by Sizemore Law Firm, following the terms of the MSA entered by this Court, as amended.

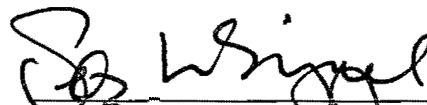
9. No bond is required, provided that all monies received by the Fund, which include all principal and interest earned thereon, shall be deposited by the Fund Administrator in an

account held at the Bank for the benefit of and titled in the legal name of the Fund and invested in instruments/securities comprised of (a) United States Agency, Government Sponsored Enterprises or Treasury securities or obligations (or a mutual fund invested solely in such instruments); (b) cash equivalent securities including SEC registered money market funds and collateralized money market accounts; and/or (c) deposit and similar interest-bearing, or non-interest bearing accounts subject to Federal Depository Insurance Corporation protections as available and/or (d) certificates of deposit subject to Federal Depository Insurance Corporation guarantees, either individually or through use of the Certificate of Deposit Account Registry Service ("CDAR") pursuant to a CDARS Deposit Placement Agreement with the Escrow Agent.

10. The Fund Administrator is authorized, upon final distribution of all monies paid into the Fund, to take appropriate steps to wind down the fund and thereafter discharging the Fund Administrator from any further responsibility with respect to the Fund.

IT IS SO ORDERED

DATED: October 8, 2015



Honorable Rodney W. Sippel
United States District Court Judge

Appendix A

APPENDIX A

Last	First	Casestatus	Court	Case Number
Albrecht	Ashley	FILED	Los Angeles Superior Court	BC534693
Alfieri	Sarah	FILED	Los Angeles Superior Court	BC534693
Bair	Kaitlyn	FILED	Los Angeles Superior Court	BC534693
Buckson	Lolita	FILED	Los Angeles Superior Court	BC534693
Calhoon	Lisa	FILED	New Jersey	L-222-11
Dunn-Critser	Nicolette	FILED	Los Angeles Superior Court	BC534693
Fernandez	Angela	FILED	New Jersey	L-267-11
Huberman	Orit	FILED	Los Angeles Superior Court	BC534693
Kapp	Joycelyn	UNFILED	n/a	n/a
Lewis	Cynthia	FILED	Los Angeles Superior Court	BC534693
Milligan	Tracey	FILED	Los Angeles Superior Court	BC534693
Petrelli	Renee M.	FILED	Los Angeles Superior Court	BC534693
Romero	Jeanette	FILED	New Jersey	L-268-11
Schooley	Misty	FILED	Los Angeles Superior Court	BC534693
Tschida	Rebecca	FILED	Los Angeles Superior Court	BC534693
Washington	Tyna	FILED	Los Angeles Superior Court	BC534693
Wheat	Jennifer	FILED	Los Angeles Superior Court	BC534693
Winters	Trena	FILED	New Jersey	L-621-11