



AMERICAN
ASSOCIATION FOR
JUSTICE[®]

The Association for Trial Lawyers

AMERICAN ASSOCIATION FOR JUSTICE
**ZIMMER[®] DUROM CUP
LITIGATION GROUP**
MEMBERSHIP APPLICATION

Membership limited to AAJ Regular, Sustaining, Leaders Forum, President's Club & Life members.

Membership Requirements and Purpose Statement

Any AAJ Regular, Life, Leaders Forum, President's Club or Sustaining Member may join the Zimmer Durom Cup Litigation Group if the applicant affirms those requirements set forth in the "Zimmer Durom Cup Litigation Group Membership Affidavit," attached.

The purpose of the Zimmer Durom Cup Litigation Group is as follows:

1. To encourage the exchange of information among members of the Group for the common benefit of all Litigation Group members and their clients;
2. To provide educational programs about the Zimmer Durom Cup hip implants and related topics;
3. To provide networking opportunities through AAJ List Servers and educational programs;
4. To provide pleadings, medical literature, Internet research, internal company documents (to the extent permissible under confidentiality agreements), expert information, and other materials;
5. To offer assistance and guidance concerning the coordination of state litigation and MDL litigation (if an MDL is formed); and, to have members work together for the common purpose of litigating Zimmer Durom Cup cases successfully.

Membership Dues:

\$300 for first member

\$100 for unlimited number of additional members from the same firm (no firm paying more than \$400). Please include a copy of this form and a signed affidavit for all additional members of your firm seeking membership in this Group.

Name: _____

Name of Firm: _____

Address: _____

Office Phone Number: _____

Fax Number: _____

E-mail Address: _____

AAJ ID#: _____

This must be included in your application. If you do not know your number, call AAJ at 202.965.3500 or 800.424.2725, ext. 8611.

Year Admitted to Practice: _____ State Bar #: _____

Practice Area: _____

Type of Membership:

Regular _____ Sustaining _____ Leaders Forum _____ President's Club _____ Life _____

Please make check payable to Zimmer Durom Cup Litigation Group. Send completed application, affidavit, and check to:

Robert J. Binstock, Esq.
Reich & Binstock, LLP
4265 San Felipe St., Suite 1000
Houston, TX 77027

713/622-7271
bbinstock@reichandbinstock.com

If we need to contact you to service your membership record or to provide you with information about member products and services and advocacy and legislative updates, we will honor your contact preferences. By providing your contact information, including phone number, fax number, and email address, you consent and give permission for AAJ to contact you by any of those means, which may include calls to your mobile phone, faxes, or emails. You may contact AAJ at any time to change your preferences.



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MEMBERSHIP AFFIDAVIT

I, _____, hereby affirm:

1. I am a Regular, Life, Leaders Forum, President’s Club or Sustaining member of the American Association for Justice (AAJ), in good standing. My AAJ Membership Number is _____.
2. I am a member in good standing of the bar(s) of _____.
3. I am primarily engaged in the representation of plaintiffs.
4. I do not, nor do any members of my firm, represent any medical device company or pharmaceutical company in any capacity.
5. I desire to work in concert with other member attorneys representing plaintiffs in similar hip implant cases in a cooperative effort to assist in achieving our common interest to prepare and fairly resolve individual cases properly.
6. I will not disclose any portion of, or any copies of, any information obtained from this Group to any medical device or pharmaceutical company or affiliated entity, their agents, employees, independent contractors, or to any person, firm or entity where the materials may be seen, copied, accessed, or otherwise reached by any medical device or pharmaceutical company or affiliated entities.
7. I will not make recordings of any of the Zimmer Durom Cup Litigation Group meetings or proceedings or any portion thereof without the written permission of one of the Group’s Cochairs.
8. I will fully and candidly share all relevant Zimmer Durom Cup litigation information, documents and other material with other members of the AAJ Zimmer Durom Cup Litigation Group.
9. I will not disclose information of a strategic nature to non-members if such disclosure would compromise the interests of members and their clients who are victims of durom cups.
10. I will not share, show, reveal or disclose any information, documents, indices, or materials directly obtained from the Litigation Group, its members or the AAJ Exchange, nor will I sell or distribute the information unless ordered to do so by a court of competent jurisdiction.
11. I will notify a Cochair of the Group of any outside request which is made to obtain the index or any materials obtained from or through the Group, and I will resist any such attempts.
12. I understand that there will be a dues obligation to the Litigation Group, initially \$300 for the first member of a firm, and \$100 for an unlimited number of subsequent members, but subject to reasonably necessary increases from time to time.
13. I understand that my initial and continued membership in this Litigation Group is contingent upon the payment of dues, membership in AAJ, membership in good standing of the Bar, and my ongoing commitment to the principles and representations made above on which I fully appreciate that my colleagues are strictly relying.
14. I understand that I am not entitled as a matter of right to be a member of this Litigation Group, nor do I have any obligation to join, and that I will be entitled to remain in the Group only to the extent that I fully comply with the above written representations and subject to the prevailing rules, regulations, and guidelines for AAJ Litigation Groups in general and the Zimmer Durom Cup Litigation Group, in particular.
15. On behalf of my client(s), I acknowledge that the Zimmer Durom Cup designed for use in the hip causes injuries.
16. By joining this Litigation Group and providing my contact information, including email address, I consent and give permission for AAJ to add me to the corresponding AAJ Litigation Group list server to receive emails from AAJ members and AAJ on the list server.

I HEREBY SWEAR AND AFFIRM UNDER THE PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF. I FURTHER AGREE THAT IF ANY OF THE ABOVE INFORMATION IS KNOWINGLY AND PURPOSEFULLY VIOLATED, THAT MY MEMBERSHIP IN THE ZIMMER DUROM CUP LITIGATION GROUP SHALL BE IMMEDIATELY TERMINATED, AND THAT I MAY BE SUBJECT TO ETHICAL AND DISCIPLINARY CHARGES.

Printed Name

Date

Signature



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PAYMENT INFORMATION

Check is enclosed

Make payable to “Zimmer Durom Cup Litigation Group” and include name, AAJ ID Number, and “Zimmer Durom Cup” in Memo

Signature: _____

Membership dues paid to the American Association for Justice (AAJ) are not tax deductible as charitable contributions for income tax purposes. However, dues may be tax deductible as ordinary and necessary business dues and expenses subject to restrictions imposed as a result of AAJ's lobbying activities. AAJ estimates that the portion of dues and other similar amounts that it expects to receive that are allocable to AAJ's lobbying expenditures is 34%. Accordingly, currently 66% of your dues and contributions to AAJ may be deducted as ordinary and necessary business expenses. Please consult your tax advisor to confirm.