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FILED
MAR 28 2016
JUDGE JESSICA R. MAYER

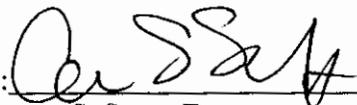
LINDA SMITH and WARREN SMITH : SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: MIDDLESEX COUNTY
Plaintiffs, :
vs. : FOSAMAX LITIGATION
: Case No. 282
MERCK SHARP & DOHME CORP., :
GlaxoSmithKline LLC, : DOCKET NO.: L-8889-14
Hoffmann-La Roche Inc. :
and Roche Laboratories Inc. : **STIPULATION AND ORDER**
: **OF DISMISSAL WITH PREJUDICE**
Defendants :

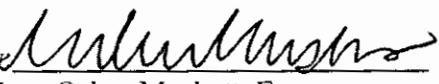
IT IS HEREBY STIPULATED AND AGREED by and between counsel for the Plaintiffs in the above-captioned matter, Linda Smith and Warren Smith and counsel for Merck Sharp & Dohme Corp (formerly known as Merck & Co., Inc.)(“Merck”), through their respective undersigned counsel, that all of Plaintiffs’ claims against Merck are hereby dismissed with prejudice. Each party is to bear its own costs and attorneys’ fees.

Plaintiffs’ claims against GlaxoSmithKline LLC, Hoffmann-La Roche Inc. and Roche Laboratories Inc. are not dismissed by this Stipulation of Dismissal and remain pending.

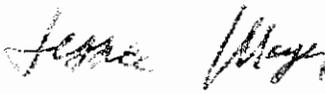
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Dated:



Hon. Jessica Mayer