

FILED

OCT 31 2008

Judge Jamie D. Haines

DRINKER BIDDLE & REATH LLP
A Delaware Limited Liability Partnership
500 Campus Drive
Florham Park, New Jersey 07932-1047
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Attorneys for Defendants
Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.)
and Johnson & Johnson

IN RE: RISPERDAL/SEROQUEL/
ZYPREXA LITIGATION

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION : MIDDLESEX COUNTY

:
: CASE NO. 274

THIS ORDER APPLIES TO :
Lape, et al. v. Johnson & Johnson Company,
et al.,
Docket No. MID-L-9441-06 (MT)

: CIVIL ACTION

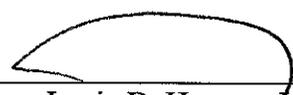
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: **ORDER**

THIS MATTER having been brought before the Court by Drinker Biddle & Reath LLP, attorneys for Defendants Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.) and Johnson & Johnson, to dismiss the Complaint of **Johnny Robertson** (“Plaintiff”), individually, and as **Personal Representative of the Estate of Eddie Marie Robertson** (“Decedent”), without prejudice for failure to serve a properly executed acknowledgment and authorizations pursuant to Case Management Order No. 4 (“CMO 4”), II. H and II. I; such dismissal without prejudice being authorized by CMO No. 4A II. I; the Court having considered the papers submitted; and the Court having heard the arguments of counsel, if any; and for good cause shown;

IT IS ON THIS 31st day of October, 2008;

ORDERED that Defendants' motion is hereby **GRANTED** and that the following action is **DISMISSED** without prejudice pursuant to CMO No. 4A H. 2(a): *Lape, et al. v. Johnson & Johnson, et al.*, Docket No. MID-L-9441-06 (MT); and it is further

ORDERED that a signed copy of this Order be served on all counsel within 7 days of the date hereof.



Jamie D. Happas, J.S.C.

Unopposed
 Opposed

ORDERED that counsel for the delinquent party shall serve upon his or her client in accordance with R. 4:23-5(a)(1) a copy of this Order and the notice set forth in Appendix II-F of the Court Rules

Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.