

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION; MIDDLESEX COUNTY  
P.O. BOX 964  
NEW BRUNSWICK, NJ 08903-0964  
(732) 519-3642

**FILED**

JAN 26 2012

JUDGE JESSICA R. MAYER

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GARY SKALA,	:	SUPERIOR COURT OF NEW JERSEY
	:	MIDDLESEX COUNTY
	:	LAW DIVISION
	:	
Plaintiff,	:	DOCKET NO. MID-L-6820-06 MT
v.	:	
	:	<b>ORDER DENYING SUMMARY</b>
	:	<b>JUDGMENT AFTER EVIDENTIARY</b>
JOHNSON & JOHNSON, et al.,	:	<b>HEARING</b>
	:	
Defendants.	:	

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**THIS MATTER** having been opened by the court by way of a motion on behalf of defendants Johnson & Johnson and Janssen Pharmaceuticals, Inc. (“Janssen”) requesting a hearing pursuant to Lopez v. Swyer, 62 N.J. 267 (1973) (“Lopez hearing”) to determine the statute of limitations/applicability of the discovery rule in this matter; and the court having entered an order on January 20, 2012 granting Janssen’s motion to compel a Lopez hearing; and the court having conducted an evidentiary hearing on January 26, 2012; and the court having considered the exhibits submitted at the evidentiary hearing and the testimony of plaintiff Gary Skala; and the court having considered the arguments of counsel at the conclusion of the evidentiary hearing; and good cause having been shown:

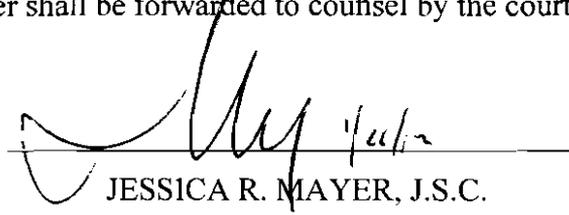
**IT IS ON THIS 26th DAY OF JANUARY, 2012;**

**ORDERED AS FOLLOWS:**

1. Janssen’s motion for summary judgment on the basis of the statute of limitations considered in conjunction with the discovery rule is denied for the reasons set

forth on the record on January 26, 2012.

2. A copy of this order shall be forwarded to counsel by the court.



A handwritten signature in black ink, appearing to read "J. Mayer", is written over a horizontal line. To the right of the signature, the date "1/26/12" is written in a smaller, less legible script.

JESSICA R. MAYER, J.S.C.