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**FILED**  
FEB 05 2010  
JUDGE JACOB P. MARZ

IN RE: RISPERDAL/SEROQUEL  
ZYPREXA LITIGATION

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 274

CIVIL ACTION

THIS ORDER APPLIES TO:

Michael West v. Johnson & Johnson,  
et al., Docket No.: MID-L-9107-06

**ORDER DISMISSING PLAINTIFF'S  
COMPLAINT WITH PREJUDICE DUE TO  
PLAINTIFF'S FAILURE TO SERVE A  
COMPLETED LONG FORM PLAINTIFF  
FACT SHEET AS REQUIRED BY CASE  
MANAGEMENT ORDER NOS. 4, 4A, 16,  
AND 21, AND THE OCTOBER 9, 2009  
ORDER OF THE COURT**

RETURN DATE: JANUARY 8, <sup>2010</sup>~~2009~~

**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.)<sup>1</sup> and Johnson & Johnson, and joined by McCarter & English LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Astra USA, Inc., Zeneca Inc., and KBI Sub Inc. (collectively "AstraZeneca"), to dismiss Plaintiff's Complaint with prejudice for failure to serve a Completed Long Form Plaintiff Fact Sheet ("PFS") pursuant to Case Management Order No. 4 ("CMO 4"),

<sup>1</sup> Janssen L.P. has been cancelled.

Case Management Order No. 4A ("CMO 4A"), Case Management Order No. 16 ("CMO 16"), and Case Management Order No. 21 ("CMO 21"); and such dismissal with prejudice being authorized by R. 4:23-5(a)(2); the Court having considered the papers submitted, and for good cause shown;

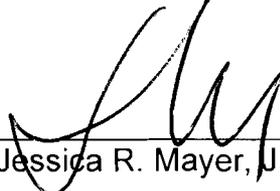
IT IS on this 5<sup>th</sup> day of February, 2010;

**ORDERED** that Defendants' motion be and hereby is **GRANTED**.

**AND IT IS FURTHER ORDERED** that the Plaintiff's Complaint be and hereby is **DISMISSED WITH PREJUDICE** as to all parties - served and unserved;

**AND IT IS FURTHER ORDERED** that a signed copy of this Order be posted for all counsel within seven (7) days of the date hereof;

**AND IT IS FURTHER ORDERED** that upon being served with the within order of dismissal with prejudice, Plaintiff's counsel shall forthwith serve a copy of this order upon the Plaintiff by regular and certified mail, return receipt requested.

  
\_\_\_\_\_  
Jessica R. Mayer, J.S.C.

\_\_\_\_\_ Unopposed

\_\_\_\_\_ Opposed

Dated:

**OPPOSED** - Plaintiff's counsel having  
complied with the requirements of  
R. 4:23-5(a)(2).

On this date, pursuant to R. 1:6-2  
The court's statement of reasons  
have been set forth on the record.