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Attorneys for Defendant, McKesson Corporation

IN RE ZOSTAVAX LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

MCL NO. 629

ORDER

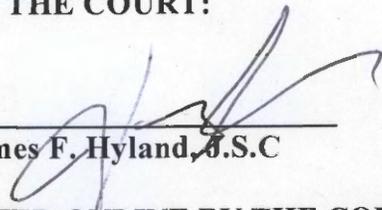
AND NOW, upon consideration of defendant McKesson Corporation's motion for reconsideration of the Court's Order denying dismissal of certain claims as subsumed under the New Jersey Product Liability Act and denying dismissal of the breach of warranty claim as failing to state a claim, and any response thereto,

IT IS HEREBY ORDERED on this 4th day of October 2019 that the defendant's motion is **GRANTED** and that Count I (negligence), Count V (breach of express warranty), Count VII (fraudulent misrepresentation), Count VIII (fraudulent concealment), Count IX (negligent misrepresentation), and Count XII (violation of consumer protection laws) are **DISMISSED WITHOUT PREJUDICE**.

FILED
OCT 04 2019
Judge James F. Hyland

IT IS FURTHER ORDERED that plaintiffs' counsel are granted leave to file an amended complaint pursuant to R. 4:9-1 within 30 days of this Order.

BY THE COURT:



James F. Hyland, J.S.C

A COPY OF THIS ORDER SHALL BE POSTED ONLINE BY THE COURT