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SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION

CM  
#0366  
4070018  
0508-15

JUDGE JESSICA R. MAYER

IN RE: ALLODERM® LITIGATION

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
Docket No. MID-L-5972-11 CM  
Case Code 295  
Civil Action

MICHAEL SIMINERI and KAREN  
SIMINERI, h/w,  
Plaintiffs,  
v.  
LIFECCELL CORPORATION,  
Defendant.

~~PROPOSED~~ ORDER GRANTING  
CROSS-MOTION FOR PARTIAL  
SUMMARY JUDGMENT

The above matter having been opened to the Court by Anapol Schwartz, attorneys for plaintiff Michael Simineri, upon application for an Order granting partial Summary Judgment in favor of Plaintiffs and forbidding LifeCell Corporation from arguing that the Learned Intermediary Doctrine applies in this matter ("Plaintiff's Motion"), and by Lowenstein Sandler LLP, attorneys for defendant LifeCell Corporation, upon cross-application for an Order granting partial summary judgment declaring that LifeCell Corporation may assert the learned intermediary doctrine in this matter ("LifeCell's Cross-Motion"), and the Court having considered all papers submitted in opposition thereto, ~~if any~~, and for good cause and the reasons *set forth in the court's written decision,* stated in the record,

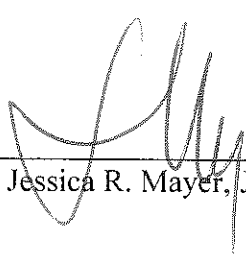
It is, on this 8<sup>th</sup> day of May 2015,

ORDERED that Plaintiff's Motion **denied**; and it is further

ORDERED that LifeCell's Cross-Motion is **granted**; and it is further

ORDERED that LifeCell may assert the learned intermediary doctrine in this matter; and it is further

ORDERED that a copy of this Order shall be <sup>posted online for</sup> served on all counsel of record within seven days hereof.

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

**OPPOSED**

\* For the reasons set forth in the court's written decision dated May 8, 2015