

FILED

November 12, 2024

HON. BRUCE J. KAPLAN, J.S.C.

IN RE: FOSAMAX® LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 282

**CASE MANAGEMENT ORDER
OCTOBER 29, 2024 CASE
MANAGEMENT CONFERENCE**

THIS MATTER, having come before the Court at a case management conference on October 29, 2024, and counsel for Plaintiff’s and counsel for Defendants having been present, and for good cause having been shown;

IT IS on this 12th day of November 2024, **ORDERED** as follows:

1. ACTIVE CASE LIST

Counsel should meet and confer and confirm the active cases pending in this litigation and provide the Court with an active case list including Plaintiff(s) name, Docket Number and law firm representing the Plaintiff(s).

2. DECEASED PLAINTIFFS: MOTIONS TO REINSTATE

Plaintiffs’ counsel shall continue to identify for the Court and Defense counsel those Plaintiffs who are deceased and continue their efforts to determine the status of their clients and update Defense counsel and the Court accordingly.

Plaintiffs filing motions pursuant to R. 4:34-1 shall include the following language in the attorney certification, or the motion will be denied: “To the best of the undersigned counsel’s knowledge, _____ (*insert the representative’s name*) has the authority to serve and was designated as the authorized representative of plaintiff’s estate, and has authorized the undersigned counsel for the plaintiff to substitute him/her as plaintiff and proceed with this action on behalf of the estate.”

3. MEET AND CONFER REGARDING LITIGATION NEXT STEPS

Liaison counsel shall meet and confer regarding potential next steps for this litigation and be prepared by December 2, 2024, to provide the Court with either a joint proposal or alternative courses of action.

4. NEXT CASE MANAGEMENT CONFERENCE

The next Case Management Conference is scheduled on December 16, 2024, at 1:30 p.m. EST via zoom link provided by the court, unless otherwise notified by the court. An in-person liaison counsel meeting is scheduled for December 9, 2024, at 1:30 p.m. in Courtroom 303. An agenda for the Case Management Conference shall be submitted to the court 7 days before the liaison counsel meeting.

/s/ Bruce J. Kaplan

THE HONORABLE BRUCE J. KAPLAN J.S.C.