

Eileen Oakes Muskett, Esquire  
COOPER LEVENSON APRIL NIEDELMAN & WAGENHEIM, P.A.  
1125 Atlantic Avenue - 3rd Floor  
Atlantic City, NJ 08401  
(609) 344-3161  
Attorneys Defendant, Merck Sharp & Dohme Corp.

**FILED**

APR 23 2010

Carol E. Higbee, P.J.C.M.

\_\_\_\_\_  
In Re: FOSAMAX Litigation :  
: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION: ATLANTIC COUNTY  
:  
: Civil Action Case No. 282  
: (Fosamax Litigation)  
APPLIES TO ALL CASES :  
\_\_\_\_\_ :

**CASE MANAGEMENT ORDER**

**THIS MATTER** having come before the Court by consent of counsel for Plaintiffs and counsel for Defendant and for good cause shown,

**IT IS** on this 20 day of April, 2010, **ORDERED** as follows:

1. Plaintiff is permitted to take the depositions of two Merck professional representatives in the matter of *Harriett Singer v. Merck*. These depositions must be completed by April 15, 2010 and Plaintiff must accept the dates on which these representatives are offered for deposition provided 7 days advance notice is provided. If Plaintiff counsel is not available on those dates, the deposition shall not proceed.
2. Counsel for Plaintiff Alison Rosenberg shall speak to Mrs. Rosenberg regarding the fact that her Israeli medical records need to be provided directly to defense counsel by Mrs. Rosenberg's Israeli providers. If necessary, counsel for Mrs. Rosenberg shall retain an attorney in Israel to facilitate production of those records from the medical providers to defense counsel

3. The fact discovery deadline in the matter of *Anne Conway v. Merck* has been extended until August 15, 2010.
4. Defendant is permitted to take the depositions of Dr. Stanley Kerpel, Dr. Renee Reich, and any other experts designated by Plaintiffs in the *Singer* and *Rosenberg* cases prior to the service of any defense expert reports in those cases.
5. Parties will be permitted only one discovery deposition of opposing experts.

  
\_\_\_\_\_  
Carol E. Higbee, P.J. Cv.

CLAC; 435681.1