Michael Dore LOWENSTEIN SANDLER LLP 65 Livingston Avenue Roseland, New Jersey 07068 (973) 597-2500 NJ License No. 034581980 Attorney for Defendants Warner Chilcott (US), LLC, as Successor in interest to Procter & Gamble Pharmaceuticals

Inc., sanofi-aventis U.S. L.L.C., and Sanofi US Services Inc.

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FILED SEP 3 0 2015 JUDGE JESSICA R. MAYEF

IN THE SUPERIOR COURT OF NEW JERSEY LAW DIVISION, MIDDLESEX COUNTY

| JOYCE BARRY, | X |
|---|--|
| Plaintiff, | : |
| vs. | : |
| MERCK SHARP & DOHME, CORP.; TEVA PHARMACEUTICALS USA, INC.; SANOFI-AVENTIS U.S., INC.; SANOFI-AVENTIS U.S., LLC; WARNER CHILCOTT PHARMACEUTICALS, INC.; PROCTER & GAMBLE PHARMACEUTICALS, INC.; | Civil Action No.: MID-L-9076-14 Fosamax Litigation (Case No. 282) STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE |
| GLAXOSMITHKLINE, LLC; ROCHE LABORATORIES, INC.; GENENTECH, INC.; AND HOFFMAN-LA ROCHE, INC. Defendants. | : : : : |

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Joyce Barry ("Plaintiff") and Defendant Warner Chilcott (US), LLC ("Warner Chilcott"), through their respective undersigned counsel, that all of Plaintiff's claims against sanofi-aventis U.S., Inc.; sanofi-aventis U.S. L.L.C.,¹ Warner Chilcott Pharmaceuticals, Inc., and Procter & Gamble Pharmaceuticals, Inc.² are hereby dismissed with prejudice pursuant to <u>Rule</u> 4:37-1(a) of the New Jersey Rules of Court. Each party will bear its own costs and fees.

Plaintiff's claims against Defendants Merck, Sharpe & Dohme, Corp.; Teva Pharmaceuticals USA, Inc.; GlaxoSmithKline, LLC; Roche Laboratories, Inc.; Genentech, Inc.; and Hoffmann-La Roche, Inc. are not dismissed by this Stipulation of Dismissal and remain

pending.

. 2015. 291 DATED:

Bv:

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Attorneys for Plaintiff

hull Bv:

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Attorneys for Defendants Warner Chilcott (US), LLC, sanofiaventis U.S. L.L.C., and Sanofi US Services Inc.

¹ sanofi-aventis U.S. L.L.C. is the successor in interest to Aventis Pharmaceuticals, Inc. sanofi-aventis U.S. L.L.C. co-promoted Actonel® with Procter & Gamble Pharmaceuticals, Inc. until October 30, 2009, after which it co-promoted Actonel® with Warner Chilcott Pharmaceuticals Inc. until April 1, 2010. On April 1, 2010, sanofi-aventis U.S. L.L.C. ceased its co-promotion of Actonel®, and Warner-Chilcott Pharmaceuticals Inc. assumed full responsibility for the promotion of Actonel®.

² On February 1, 2010, Procter & Gamble Pharmaceuticals, Inc. became known as Warner Chilcott Pharmaceuticals Inc. In connection with that name change, Warner Chilcott Pharmaceuticals Inc. served as the successor in interest to Procter & Gamble Pharmaceuticals, Inc. Effective as of January 1, 2011, Warner Chilcott Pharmaceuticals Inc. was merged into Warner Chilcott (US), LLC, and no longer exists as a distinct entity. In connection with this transaction, Warner Chilcott (US), LLC now serves as the successor in interest to Procter & Gamble Pharmaceuticals, Inc.

(II Ahl A By

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Attorneys for Defendant Merck Sharp & Dohme, Corp.

By:_

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Attorney for Defendants GlaxoSmithKline, LLC, Roche Laboratories, Inc., Genentech, Inc., and Hoffmann-La Roche, Inc.

By:_

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Attorneys for Defendant Teva Pharmaceutical USA, Inc.

SO ORDERED:

Honorable Jessica R. Mayer, J.S.C.

DATED:

____, 2015

By:_

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Attorneys for Defendant Teva Pharmaceutical USA, Inc.

SO ORDERED:

Honorable Jessica R. Mayer, J.S.C.

DATED:

_____, 2015

By:_

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Attorneys for Defendant Merck Sharp & Dohme, Corp.

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SO ORDERED: Honorable Jessica R. Mayer, J.S.C. 2015 DATED: