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10-28-16

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FILED

OCT 28 2016

JUDGE JESSICA R. MAYER

Eula Marschall and Barton Marschall

Plaintiffs

vs.

Merck Sharp & Dohme Corp.

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

FOSAMAX LITIGATION

DOCKET NO. MID-L-9668-14

CIVIL ACTION CASE NO. 282

ORDER

WHEREAS, Defendant Merck Sharp & Dohme Corp., by and through its attorneys Fox Rothschild LLP, upon notice to all interested parties, has moved before this Court for the dismissal of this matter against Defendant in this matter; and the Court having considered the papers submitted in support thereof; and for other good cause, **IT IS** on this 28th day of October, 2016, hereby **ORDERED** that the motion is granted, and all claims of Plaintiffs in this case are hereby dismissed without prejudice.

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

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

OPPOSED - plaintiffs' counsel having complied with the requirements of Rule 4:23-5 by notifying plaintiffs of the pending motion and requesting that plaintiffs contact counsel.

ORDERED that counsel for the delinquent party shall serve upon his or her client in accordance with R. 4:23-5(a)(1) a copy of this Order and the notice set forth in Appendix **A** of the Court Rules.

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92 pgs
10/25/16

FILED
OCT 28 2016

JUDGE JESSICA R. MAYER

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-----)	SUPERIOR COURT OF NEW JERSEY
EULA MARSCHALL and BARTON)	LAW DIVISION: MIDDLESEX COUNTY
MARSCHALL)	
)	DOCKET NO.: MID-L-9668-14
Plaintiffs,)	
vs.)	CIVIL ACTION CASE NO. 282
)	
MERCK SHARP & DOHME CORP.)	ORDER
)	
Defendant.)	
-----)	

This matter, having been opened to the Court on application by Weitz & Luxenberg, counsel for Plaintiffs Eula Marschall and Barton Marschall, an order in opposition to Defendant's Motion to Dismiss for Failure to Provide Discovery, having considered the submissions of the parties and for good cause shown.

IT IS on this 27th Day of October 2016, that ~~the~~ ^{Defendants'} motion is ~~DENIED~~ ^{GRANTED for the reasons noted on the Court's order dated 10/28/16}.

OPPOSED



HON. JESSICA R. MAYER, J.S.C.