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MARY PETIT,

VS.

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION: MIDDLESEX COUNTY

Plaintiff,

FOSAMAX LITIGATION

Case No. 282

MERCK SHARP & DOHME CORP.,

et al.,

DOCKET NO.: L-7167-14

Defendants

STIPULATION AND ORDER

OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the Plaintiff in the above-captioned matter, Mary Petit and counsel for Merck Sharp & Dohme Corp (formerly known as Merck & Co., Inc.)("Merck"), through their respective undersigned counsel, that all of Plaintiff's claims against Merck are hereby dismissed with prejudice. Each party is to bear its own costs and attorneys' fees.

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

THE LEVENSTEN LAW FIRM

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Hon. Jessica Mayer