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.



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

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Civil Action No.: MID-L-7279-1	4
Fosamax Litigation (Case No. 28	32)
STIPULATION AND ORDER DISMISSAL WITH PREJUDI	
x	
	Civil Action No.: MID-L-7279-1 Fosamax Litigation (Case No. 28 STIPULATION AND ORDER DISMISSAL WITH PREJUDI

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Wilma F. Wilder and Jerard D. Wilder ("Plaintiffs") and Defendant Warner Chilcott (US), LLC, incorrectly named as Warner Chilcott (US), Inc. ("Warner Chilcott"), through their respective undersigned counsel, that all of Plaintiffs' claims against Defendant Warner Chilcott (US), Inc.

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.; GlaxoSmithKline, LLC; and Roche Laboratories, Inc. are not dismissed by this Stipulation of Dismissal and remain pending.

7/2/15\_,2015 DATED: By:

Andrew D'Arcy D'Arcy Johnson Day 3120 Fire Road Suite 100 Egg Harbor Township, NJ 08234 (609) 641-6200

Attorneys for Plaintiffs

By: Michael Dore

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

541 By:

Wilfréd Coronato Stephen Lanza Hughes Hubbard & Reed LLP 101 Hudson Street Suite 3601 Jersey City, NJ 07302

Attorneys for Defendant Merck Sharp & Dohme Corp. 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.; GlaxoSmithKline, LLC; and Roche Laboratorics, Inc. are not dismissed by this Stipulation of Dismissal and remain pending.

DATED: \_\_\_\_\_, 2015

By:

**-...** 

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Attorneys for Plaintiffs

By: \_

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MARIAN In By:

Eileen Oakes Muskett Fox Rothschild LLP Midtown Building 1301 Atlantic Avenue Suite 400 Atlantic City, NJ 08401

Attorneys for Defendant Merck Sharp & Dohme, Corp.

2 By: l 2 1 Christopher R. Carton

Christopher K. Carto K&L Gates LLP One Newark Center 10<sup>th</sup> Floor Newark, NJ 07102

Attorneys for Defendants GlaxoSmithKline, LLC and Roche Laboratories, Inc.

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

SO ORDERED:

\_\_\_\_, 2015

DATED:

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