

In Re: FOSAMAX Litigation

APPLIES TO ALL CASES

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ATLANTIC COUNTY

Civil Action Case No. 282
(Fosamax Litigation)

FILED

JUL 20 2009

CASE MANAGEMENT ORDER

Carol E. Higbee, P.J.Cv.

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 20th day of July, 2009, **ORDERED** as follows:

Individual case selection and discovery shall be conducted with the following deadlines:

1. August 31, 2009: The parties shall identify 15 cases for full discovery (8 to be selected by plaintiff, 7 to be selected by defendant);
2. December 15, 2009: The parties shall complete fact discovery for the 15 selected cases;
3. December 21, 2009: The parties shall designate 5 cases for the trial pool (3 to be designated by plaintiff, 2 to be designated by defendant);
4. January 31, 2010: Plaintiffs shall serve their expert reports in the 5 trial pool cases;
5. February 28, 2010: Defendant shall serve its expert reports in the 5 trial pool cases;
6. March 31, 2010: The parties shall complete expert depositions in the 5 trial pool cases;
7. April 15, 2010: The parties shall file *Kemp* and summary judgment motions in the 5 trial pool cases.
8. April 30, 2010: The parties shall file opposition papers to *Kemp* and summary judgment motions in the 5 trial pool cases.
9. The trial of one plaintiff shall begin the second week of May, 2010.


Honorable Carol E. Higbee, P.J. Cv.