

FILED

September 8, 2023

HON. BRUCE J. KAPLAN, J.S.C.

IN RE: FOSAMAX® LITIGATION

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 282

**CASE MANAGEMENT ORDER  
AUGUST 29, 2023  
CASE MANAGEMENT CONFERENCE**

**THIS MATTER**, having come before the Court at a case management conference on August 29, 2023, and counsel for Plaintiffs and counsel for Defendants having been present, and for good cause having been shown;

**IT IS** on this 8th day of September, 2023, **ORDERED** as follows:

**1. STATUS OF PLAINTIFFS**

Plaintiffs' counsel shall continue to identify for the Court and Defense counsel those Plaintiffs who are deceased and do not already appear on prior Case Management Order Exhibits.

Plaintiffs' counsel shall continue in their efforts to determine the status of their clients and update defense counsel and the Court accordingly to effectuate substitution of an estate representative as the plaintiff or dismissal of the case.

Plaintiff's counsel in the following cases shall provide an update to the Court by October 23, 2023, as to the status of the case and whether they are prepared to effectuate a substitution of an estate representative as the plaintiff or dismiss the case:

- Nellie Jones, MID-L-8578-14
- Sylvia Swain, MID-L-6853-14
- Louise Yeck, MID-L-9269-14

## 2. NEXT CASE MANAGEMENT CONFERENCE

The next Case Management Conference is scheduled for October 31, 2023, at 9:00 a.m. EST via Zoom link provided by the Court, unless otherwise notified by the Court. A liaison counsel meeting is scheduled for October 24, 2023, at 9:00 a.m. EST via a Zoom link provided by the court, unless otherwise notified by the court. An agenda for the Case Management Conference shall be submitted to the court 7 days before the liaison counsel meeting.

*15/ Bruce J. Kaplan*  
The Honorable Bruce J. Kaplan, J.S.C.

The posting of this Order on eCourts shall constitute service upon all counsel of record. If applicable, pursuant to Rule 1:5-1(a), the movant shall serve a copy of this Order upon all parties not served electronically within seven (7) days of receipt of this Order.

Uploaded with consent of all liaison counsel on September 8, 2023.