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FILED

July 7, 2023

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

<p><b>ELSIE IMOGENE MOORE,</b> <b>Plaintiff,</b></p> <p><b>v.</b></p> <p><b>MERCK &amp; CO., INC.,</b> <b>Defendant(s).</b></p>	<p><b>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY</b></p> <p><b>FOSAMAX® LITIGATION MCL No.: 282</b></p> <p><b>DOCKET NO. MID-L-7410-14</b></p> <p><b>ORDER</b></p>
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**THIS MATTER** having been brought before the Court on Motion by Michael B. Leh, Esquire, on behalf of Plaintiff, for an Order Reinstating Plaintiff’s Complaint and vacating the April 28, 2023 Order of dismissal without prejudice for failing to provide proof of use (“POU”), and the Court having read and considered the papers submitted in this matter, and for good cause having been shown;

**IT IS** on this 7th day of July, 2023;

**ORDERED** that the motion is **GRANTED**, and all claims of Plaintiff against Defendant Merck & Co., Inc. are **REINSTATED**, and it is further

**ORDERED** that service of this Order shall be deemed effectuated upon all parties upon its upload to e-Courts. Pursuant to Rule 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the date of this Order.

15/ Bruce J. Kaplan  
HONORABLE BRUCE J. KAPLAN, J.S.C.

**UNOPPOSED**

Having read and considered the above motion, the Court finds it to be unopposed, meritorious on its face, and in compliance with R. 1:21-2. Pursuant to R. 1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.