

FILED

September 17, 2024

ANAPOL WEISS

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

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|---|---|-------------------------------------|
| Joan Nixdorf and Terry Nixdorf w/h | : | SUPERIOR COURT OF NEW JERSEY |
| | : | MIDDLESEX COUNTY |
| Plaintiffs, | : | |
| | : | LAW DIVISION |
| v. | : | Docket No. L-008799-14 |
| | : | |
| MERCK SHARP & DOHME CORP. | : | Fosamax Litigation |
| | : | |
| Defendant | : | <u>ORDER</u> |

THIS MATTER having come before the Court upon the application of Anapol Weiss, attorneys for Plaintiff, Joan Nixdorf and proposed Plaintiffs, Executor of Plaintiff's Estate, Terry Nixdorf, for an Order for leave to file an Amended Complaint as set forth in Exhibit "D" attached to Plaintiffs' motion, and the Court having read the moving papers, and any papers filed in opposition thereto, and for good cause shown;

IT IS on this 17th of September 2024,

ORDERED that the motion is **GRANTED**, and that the caption in this matter shall be amended to reflect that Plaintiff is Terry Nixdorf, Administrator and Fiduciary of the Estate of Joan Nixdorf (deceased) v. Merck Sharp & Dohme Corp., et al.; and it is further

ORDERED that Plaintiff shall file and serve an Amended Complaint within ten (10) days of the date of this Order; and it is further

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

/s/ Bruce J. Kaplan

UNOPPOSED

HONORABLE BRUCE J. KAPLAN, J.S.C.

Having reviewed the within Motion, the Court finds it to be meritorious on its face, in compliance with R. 4:34-1, and unopposed. It therefore will be granted essentially for the reasons set forth in the moving papers in accordance with R. 1:6-2.