

FILED

JAMES DOUGLAS BARGER, ESQ.

New Jersey No: 03692-2010

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March 17, 2025

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

<p>RHODA FROHLINGER,  Plaintiff</p> <p>v.</p> <p>MERCK SHARP &amp; DOHME CORP,  Defendant.</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY</p> <p>CASE CODE: 282</p> <p>DOCKET MID-L-8393-14</p> <p><b>ORDER DENYING SUBSTITUTION OF REPRESENTATIVE FOR DECEASED PLAINTIFF</b></p>
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**THIS MATTER** having come before the Court upon Motion by James Douglas Barger, Esquire, of Aylstock, Witkin, Kries & Overholtz, PLLC, attorney for Plaintiff, seeking an order substituting representative for deceased Plaintiff, and the Court having read and considered the papers submitted in this matter, and for good cause having been shown;

**IT IS** on this 17<sup>th</sup> day of March 2025,

**ORDERED** that Plaintiff's Motion to Substitute parties to Kim Frohlinger as representative of Plaintiff Rhoda Frohlinger, deceased, **is hereby DENIED**; and it is further

**ORDERED** that service of this Order shall be deemed effectuated upon all parties upon its upload to eCourts. 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.

UNOPPOSED

*/s/ Bruce J. Kaplan*  
HONORABLE BRUCE J. KAPLAN, J.S.C.

**STATEMENT OF REASONS:**

This matter having come before the Court by way of Plaintiff's Motion to Substitute Plaintiff. There was no opposition.

This Court, by of way of clerk note on February 28, 2025, notified Plaintiff that they were missing the proposed amended complaint and adjourned the Motion one-cycle so that Plaintiff had a chance to file same. Plaintiff failed to upload the proposed amended complaint. Accordingly, the Motion is denied.