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**FILED**  
JAN 24 2018

**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - MIDDLESEX COUNTY**

Judge James F. Hyland

PHYLLIS BARNETT,

Plaintiff,

v.

MERCK SHARP & DOHME CORP.

Defendant.

: DOCKET NO. MID-L-9509-14

: FOSAMAX LITIGATION  
: CASE CODE: 282

: **STIPULATION OF DISMISSAL WITH  
: PREJUDICE**

Pursuant to N.J. Ct. R. 4:37-1(a), the undersigned counsel hereby stipulate that Plaintiff's Complaint and all claims of Plaintiff, Phyllis Barnett, against Defendant, Merck Sharp & Dohme Corp., be dismissed in their entirety with prejudice, each party to bear its own costs.

**WEITZ & LUXENBERG**  
Attorneys for Plaintiff

By: 

Peter Samberg, Esq.

Date: 1/15/2018

**FOX ROTHSCHILD LLP**

Attorneys for Defendant, Merck Sharp &  
Dohme Corp.

By: 

Eileen Oakes Muskett, Esq.

Date: 1/22/18

**SO ORDERED:**

  
James F. Hyland, J.S.C.

**A COPY OF THIS ORDER SHALL BE POSTED ONLINE BY THE COURT**