

FILED

December 24, 2024

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

ANAPOL WEISS

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Attorney for Plaintiff

Donna Fried and Melwyn Fried, w/h	:	SUPERIOR COURT OF NEW JERSEY
	:	MIDDLESEX COUNTY
Plaintiffs,	:	
	:	LAW DIVISION
v.	:	Docket No. L-008756-14
	:	
MERCK SHARP & DOHME CORP.	:	Fosamax Litigation
	:	
Defendant	:	<u>ORDER GRANTING MOTION TO</u>
		<u>AMEND COMPLAINT TO</u>
		<u>SUBSTITUTE PLAINTIFF</u>

THIS MATTER having been opened to the Court upon Motion by Tracy Ann Finken, attorneys for Plaintiff, Donna Fried and proposed Plaintiff, Personal Representative of Plaintiff's Estate, Melwyn Fried, seeking an order for leave to file an amended complaint, and the Court having read and considered the papers submitted in this matter, and for good cause having been shown;

IT IS on this 24th day of December 2024,

ORDERED that Plaintiff's Motion to Amend the Complaint to Substitute Plaintiff **is hereby GRANTED**; and it is further

ORDERED that Plaintiff may amend the Complaint to name Melwyn Fried, as Personal Representative on behalf of the Estate of Donna Fried, Deceased; and it is further

ORDERED that Plaintiff to file and serve the 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 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.

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

UNOPPOSED

Having reviewed the within motion, this Court finds it meritorious on its face and is unopposed. This Court is granting leave to amend the Complaint in accord with R. 4:9-1. Moreover, the Court is granting substitution of Plaintiff as permitted under R. 4:34-1. Pursuant to R. 1:6-2, this Motion will be granted essentially for the reasons set forth in the moving papers.