

Brendan A. McDonough (NJ Attorney ID# 213712016)  
**WEITZ & LUXENBERG**  
*A New York Professional Corporation*  
220 Lake Drive East, Suite 210  
Cherry Hill, NJ 08002  
(856) 755-1115  
Attorneys for Plaintiff

FILED

June 20, 2024

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

AGNES PROTULIPAC,  Plaintiff,  v.  MERCK SHARP & DOHME CORP.,  Defendants.
--

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

FOSAMAX LITIGATION Case No. 282  
DOCKET NO.: MID-L-7774-14

**ORDER**

THIS MATTER having been brought before the Court by and through, the law firm of Weitz & Luxenberg, attorney for Plaintiff, for a Motion to File an Amended Complaint to Substitute Karen Fitzpatrick, daughter of Agnes Protulipac, as Executrix of the Estate of Agnes Protulipac, deceased v. Merck Sharp & Dohme Corp., et al., as Plaintiff in this matter, and the Court having read and considered the papers submitted in this matter, noting no opposition filed and for good cause having been shown;

IT IS on this 20th day of June 2024:

ORDERED that the motion is GRANTED, and that the caption in this matter shall be amended to reflect that Plaintiff is Substitute Karen Fitzpatrick, daughter of Agnes Protulipac, as Executrix of the Estate of Agnes Protulipac 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.

UNOPPOSED

151 Bruce J. Kaplan  
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.