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FILED

OCT 18 2017

Judge James F. Hyland

RUTH SMITH and JOSEPH SMITH,

Plaintiffs

vs.

MERCK SHARP & DOHME CORP.

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

FOSAMAX LITIGATION Case 282

DOCKET NO. MID-L-8484-14

**VOLUNTARY STIPULATION
OF DISMISSAL WITH PREJUDICE
AS TO ONJ CLAIMS ONLY**


IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs in the above captioned case, Ruth Smith and Joseph Smith, and Defendant, Merck Sharp & Dohme Corp., through their respective undersigned counsel, that this case is hereby dismissed as to ONJ claims only, with prejudice Pursuant to R. 4:37-1(a). Each party is to bear its own costs and attorneys' fees.

**RHEINGOLD, GIUFFRA, RUFFO &
PLOTKIN, LLP**
Attorneys for Plaintiff



Morris Dweck, Esquire
Dated: 10/12/17

FOX ROTHSCHILD LLP
Attorneys for Defendant



Eileen Oakes Muskett, Esquire
Dated: 10/12/17

SO ORDERED:



James F. Hyland, J.S.C.

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