

Michael L. Rosenberg, Esq. - 029321989

**SEEGER WEISS LLP**

55 Challenger Road, 6th Floor

Ridgefield Park, NJ 07660

(973) 639-9100

Attorneys for Plaintiff

FILED

November 25, 2024

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

FLORENCE THUNE,

*Plaintiff,*

vs.

MERCK, SHARP & DOHME, CORP.,

*Defendant.*

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

**CIVIL ACTION**

**FOSAMAX LITIGATION**

**Docket No. MID-L-2373-15**

**ORDER GRANTING PLAINTIFF'S  
MOTION FOR LEAVE TO  
FILE AN AMENDED COMPLAINT**

**THIS MATTER** having come before the Court on Motion by Seeger Weiss, LLP, attorneys for Plaintiff, seeking an Order granting leave to file an amended complaint, and the court having read and considered the papers submitted in this matter, and the proofs submitted, and for good cause having been shown;

**IT IS** on this 25th day of November 2024,

**ORDERED** that Plaintiff's Motion for Leave to file an Amended Complaint, to substitute Wallace D. Thune, Personal Representative of the Estate of Florence Thune, as Plaintiff herein is **hereby GRANTED**; 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.

**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.**