

FILED

JUN 26 2015

BRIAN R. MARTINOTTI
J.S.C.

COUGHLIN DUFFY LLP

Lorna A. Dotro, Esq. – ID No. 031351997

350 Mount Kemble Avenue

P.O. Box 1917

Morristown, New Jersey 07962-2075

Telephone: (973) 267-0058

Facsimile: (973) 267-6442

Attorney for Defendant Bayer HealthCare Pharmaceuticals Inc.

LA'TOYA AVERHART,

Plaintiff,

v.

BAYER HEALTHCARE
PHARMACEUTICALS INC., BAYER
HEALTHCARE AG, BAYER PHARMA AG,
BAYER OY and JOHN DOES 1-10,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
BERGEN COUNTY

DOCKET NO.: BER-L-9203-13.

Civil Action

In Re: Mirena Litigation
Case No. 297

**ORDER ON MOTION TO DISMISS WITH
PREJUDICE FOR FAILURE TO
PROVIDE A PLAINTIFF FACT SHEET
CONTAINING ALL CORE CRITERIA**

THIS MATTER having been brought before the Court by way of motion of Coughlin Duffy LLP, counsel for defendant Bayer HealthCare Pharmaceuticals Inc. ("Defendant"), for an Order dismissing Plaintiff's Complaint with prejudice for failure to provide a Plaintiff Fact Sheet containing all Core Criteria pursuant to Case Management Orders No. 3 and 24; and the Court having considered the papers submitted; and the Court having heard the arguments of counsel, if any; and for good cause shown;

IT IS ORDERED that the Complaint of Plaintiff LaToya Averhart is hereby dismissed with prejudice; and it is further

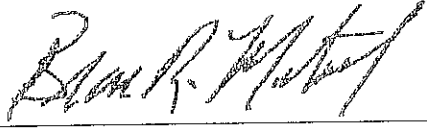
ORDERED that a signed copy of this Order be served upon all counsel within seven (7) days of the date hereof.

DENIED

OMNIBUS MTD No. 5

Opposed

Unopposed


_____, J.S.C.
HONORABLE BRIAN R. MARTINOTTI, J.S.C.