

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

IN RE: RISPERDAL / SEROQUEL /
ZYPREXA LITIGATION

FILED

CIVIL ACTION

NOV 17 2011

JUDGE JESSICA R. MAYER

Case Code: 274

CASE MANAGEMENT ORDER No. 52

THIS MATTER having come before the court on November 17, 2011, concerning the case management of all pending New Jersey state cases in the above-captioned litigation, and good cause having been shown;

IT IS on this 17th day of **November, 2011** *effective from the conference date;*

ORDERED as follows:

1. As to Angel Johnson for the Estate of Jeffrey Griggs, Docket No. L-7008-06, counsel for plaintiff shall reschedule the deposition of Angel Johnson for no later than December 7, 2011. Counsel for plaintiff shall also provide signed authorizations for Queens Hospital Center and Newport Behavioral Health Care no later than December 7, 2011. If Ms. Johnson's deposition does not take place on or before December 7, 2011 and/or Ms. Johnson fails to execute the requested authorizations, then counsel for defendant Janssen may file a motion to dismiss plaintiff's complaint without prejudice and to recover costs associated with Ms. Johnson's failure to appear for her deposition on October 14, 2011. Any such motion to be filed on behalf of defendant Janssen to be returnable no earlier than **January 6, 2012**.
2. As to Brian Brantly, Docket No. L-1923-07, defendant Janssen may file a motion to dismiss plaintiff's complaint without prejudice for failure to comply with this court's prior orders. This motion shall be returnable no earlier than **December 16, 2011**.
3. As to the Estate of Mustafa Sadiq, Docket No. L-4772-11, on or before the next scheduled case management conference, plaintiff's counsel shall provide written evidence to counsel for defendant Janssen that the Estate is proceeding to obtain a

letter of administration and to designate a legal representative to continue prosecution of this matter.

4. As to John Huff, Docket No. L-10287-06, and Philip Abbott, Docket No. L-9110-06, counsel for plaintiffs shall provide outstanding written discovery to counsel for defendant Janssen no later than the next scheduled case management conference.
5. As to Max Apel, Docket No. L-10623-09, the court conducted an Affidavit of Merit/Ferreira conference as to the doctor defendants and the hospital defendant on November 17, 2011. Plaintiff's counsel shall file a motion to amend the complaint to be returnable no later than December 16, 2011. If the amended pleading requires a revised affidavit of merit, any revised affidavit of merit shall be filed within sixty (60) days of the filing of answers to the amended complaint and shall take into consideration the comments raised during the conference conducted on November 17, 2011.
6. The next case management conference is scheduled on **December 14, 2011 at 10:00 a.m. in courtroom 403**. Any joint agenda items and submissions shall be submitted to the court by **noon on December 7, 2011**.



JESSICA R. MAYER, J.S.C.