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FILED

JUL 17 2009

Judge Jamie D. Happas

IN RE: RISPERDAL/SEROQUEL/
ZYPREXA LITIGATION
CASE NO. 274

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

THIS ORDER APPLIES TO:

CIVIL ACTION

Maria De Loures Collazo v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-10250-06

**ORDER COMPELLING FULL AND
COMPLETE RESPONSES TO
ASTRAZENECA'S FIRST SET OF
INTERROGATORIES AND FIRST
REQUESTS FOR PRODUCTION OF
DOCUMENTS**

James Gregory v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-3250-07

Amber Heffington v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-1244-07

Denise Russell as personal representative
of the Estate of Helen Roach v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-5-07

John Schwind v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-400-07

Cheryl Woody v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-1901-07

Kristi Zuverink v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1893-07 :

Timothy Ard v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-2104-07 :

Frances Bland v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1341-07 :

Elizabeth Brandenburg and :
William Brandenburg, h/w v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1115-07 :

Patricia Buie v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-213-07 :

Bodie Cassens v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-~~1341-07~~ *J-10288-06* :

David Dennis v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-640-07 :

Sandra Fritsch v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-730-07 :

Laura Gasparetti v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1277-07 :

James Gibson and Karen Gibson v. :
Astrazeneca Pharmaceuticals LP, et al., :
Docket No. MID-L-588-07 :

Terri Hess v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1240-07 :

Tommie Hockenberry v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-10206-06 :

Ralph Hopper v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-486-07 :

Amy Huffman v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1214-07 :

Anthony Jones, Jr. v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-10133-06 :

Joe Lang, as Legal Guardian of Dorothy :
Lang v. Astrazeneca Pharmaceuticals LP, :
et al., :
Docket No. MID-L-10013-06 :

Alvin Levison v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-9891-06 :

Michael Little v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1628-07 :

William Lufsky v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1891-07 :

Billie Maggard v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-104-07 :

Candace Mason v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-103-07 :

Cindy McLaurin v. Astrazeneca :
Pharmaceuticals LP, et al., :
Docket No. MID-L-1758-07 :

*Arnold Mock and Tammy Mock, h/w v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-1712-07*

*Kimberly Roy and Ernst Roy, h/w v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-1419-07*

*Tom Sever v. Astrazeneca
Pharmaceuticals LP, et al., Docket No.
MID-L-1741-07*

*Robert Simpson v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-3268-07*

*Allan Smithee v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-1505-07*

*Debra Szymczak and Melvin Szymczak,
h/w v. Astrazeneca Pharmaceuticals LP,
et al.,
Docket No. MID-L-750-07*

*Betty Thompson v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-429-07*

*Phyllis Wilson v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-10020-06*

*Lori Boldridge v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-7587-06*

*Tammy Burns v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-490-07*

*Regina Green and Calvin Green, h/w v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-1601-07*

*Emelie Henry v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-684-07*

*Linda Koval v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-1907-07*

*Jeffery Marshall v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-7078-~~06~~⁰⁶*

*Chris Tate v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-1608-07*

*Ted Baker and Deborah Baker v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-1099-07*

*Eunice Exum and Lee Exum, h/w v.
Astrazeneca Pharmaceuticals LP, et al.,
Docket No. MID-L-805-07*

*Carolyn Krieger v. Astrazeneca
Pharmaceuticals LP, et al.,
Docket No. MID-L-9980-06*

*Debra Matheny and Rodney Matheny, h/w
v. Astrazeneca Pharmaceuticals LP, et al.
Docket No. MID-L-835-07*

*Terri Provost v. Astrazeneca
Pharmaceuticals LP, et al.
Docket No. MID-L-1769-07*

*Tracie Williams v. Astrazeneca
Pharmaceuticals LP, et al.
Docket No. MID-L-2038-07*

This matter having been opened to the Court by McCarter & English, LLP, attorneys for defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Astra USA Inc., Zeneca Inc. and KBI Sub Inc. (collectively "AstraZeneca"), for an Order compelling plaintiffs to produce responses to AstraZeneca's First Set of Interrogatories and First Requests for Production of Documents; the Court having received and reviewed the moving papers and any opposition thereto; and for good cause shown;

IT IS on this 17th day of July, 2009,

ORDERED that AstraZeneca's motion be and hereby is granted; and

IT IS FURTHER ORDERED that plaintiffs shall provide defendants with a certification in which plaintiffs' attorney shall certify under oath:

- (1) that, to the extent documents requested by defendants exist, plaintiffs have provided defendants with the Zyprexa-related documents identified in defendant's discovery requests;
- (2) that for any document (or document in the category of documents) that is identified in defendant's discovery requests which is not produced, plaintiffs have used reasonable and best efforts to obtain such documents; plaintiffs shall describe in detail the efforts made to obtain such documents and explain why they cannot be produced;
- (3) that, if counsel for each plaintiff does not, or did not, also represent plaintiff in connection with the Zyprexa claims or action, counsel has contacted each attorney who represents, or represented, plaintiff in connection with the claims or action; and obtained, or attempted to obtain, the identified responsive documents from each attorney; further

if such documents are not obtained and produced, plaintiffs' counsel in this action shall identify the other counsel for plaintiffs and explain why such documents could not be produced.

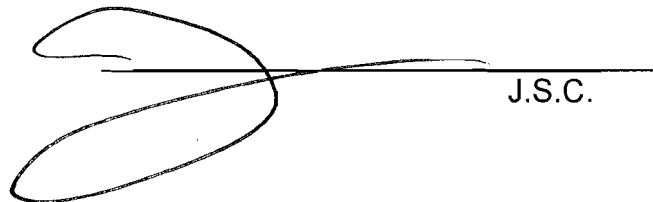
IT IS FURTHER ORDERED that, to the extent any documents have yet to be produced, plaintiffs in the cases identified in the above caption shall produce full and complete responses to AstraZeneca's First Set of Interrogatories and First Requests for Production of Documents, and any and all outstanding claims and settlement documents, not subject to any confidentiality order and/or pursuant to the Consent Order entered into on April 2, 2009, together with the certifications identified above, within thirty (30) days of the date of this Order; and

IT IS FURTHER ORDERED that, if any plaintiff fails to respond to AstraZeneca's First Set of Interrogatories and/or AstraZeneca's First Requests for Production of Documents within thirty (30) days of the date of this Order, AstraZeneca may move to dismiss that plaintiff's complaint without prejudice.

IT IS FURTHER ORDERED that a copy of the within Order shall be served upon all parties within seven (7) days of receipt.

Opposed

Unopposed


J.S.C.

Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.