

110767  
4-16-10

McCARTER & ENGLISH, LLP  
Four Gateway Center  
100 Mulberry Street  
P.O. Box 652  
Newark, New Jersey 07101-0652  
(973) 622-4444  
*Attorneys for Defendants  
AstraZeneca Pharmaceuticals LP,  
AstraZeneca LP, Zeneca, Inc., Astra  
USA Inc. and KBI Sub Inc.*

**FILED**

APR 16 2010

JUDGE JESSICA R. MAYER

REBECCA PARRISH, on behalf of the  
Estate of ROBERT LINDSEY, and  
REBECCA PARRISH INDIVIDUALLY,

Plaintiffs,

v.

ASTRAZENECA PHARMACEUTICALS  
LP; ASTRAZENECA LP; KBI SUB, INC.;  
ZENECA, INC.; ASTRA USA, INC.,  
ASTRA USA HOLDINGS  
CORPORATION, ASTRAZENECA, AB;  
ASTRAZENECA, PLC; AND  
ASTRAZENECA, UK LIMITED,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-10601-09

CIVIL ACTION

In Re Risperdal/Seroquel/Zyprexa Litigation  
Case No. 274

**ORDER OF DISMISSAL OF PLAINTIFFS'  
COMPLAINT WITHOUT PREJUDICE FOR  
FAILURE TO SERVE A COMPLETED  
LONG FORM PLAINTIFF FACT SHEET  
PURSUANT TO CASE MANAGEMENT  
ORDER NOS. 4, 4A, 16, AND 29.**

**THIS MATTER** having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Zeneca, Inc., Astra USA Inc., and KBI Sub Inc. (collectively "AstraZeneca") to dismiss the Plaintiffs' Complaint without prejudice for failure to serve a Completed Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4 ("CMO 4"), Case Management Order No. 4A ("CMO 4A"), and Case Management Order No. 16 ("CMO 16"), and such dismissal without prejudice being authorized by Case Management Order No. 29 ("CMO 29"); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 16<sup>th</sup> day of April, 2010;

**ORDERED** that Defendants' motion be and hereby is **GRANTED**.

**AND IT IS FURTHER ORDERED** that the Plaintiffs' Complaint be and hereby is **DISMISSED WITHOUT PREJUDICE** as all parties, whether served or unserved;

**AND IT IS FURTHER ORDERED** that a signed copy of this Order be posted for all counsel within seven (7) days of the date hereof;

**AND IT IS FURTHER ORDERED** that upon being served with the within Order of Dismissal Without Prejudice, Plaintiffs' counsel shall forthwith serve a copy of this Order on the Plaintiffs by regular and certified mail, return receipt requested, accompanied by a notice in the form prescribed by Appendix II-A of the New Jersey Rules of Court, specifically explaining the consequences of failure to serve a Completed Long Form PFS (which must include properly executed Authorizations and Acknowledgement) and to file and serve a timely motion to restore.

  
\_\_\_\_\_  
Jessica R. Mayer, J.S.G.

\_\_\_\_\_ Unopposed

\_\_\_\_\_ Opposed

**OPPOSED**

Dated:

ORDERED that counsel for the delinquent party shall serve upon his or her client in accordance with R. 4:23-5(a)(1) a copy of this Order and the notice set forth in Appendix II-A of the Court Rules

On this date, pursuant to R. 1:6-2  
The court's statement of reasons  
have been set forth on the record.