

**FILED**

**MAR 05 2010**

**JUDGE JESSICA R. MAYER**

**WEITZ & LUXENBERG**  
*A New York Professional Corporation*  
210 Lake Drive East, Suite 101  
Cherry Hill, NJ 08002  
Tel. (856) 755-1115  
Attorneys for Plaintiffs

STUART GIBBS,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION
	:	MIDDLESEX COUNTY
Plaintiff,	:	
	:	DOCKET NO. MID L 1271 07 MT
v.	:	
	:	
ASTRAZENECA PHARMACEUTICALS, LP	:	Case Code No. 274
ET AL	:	
	:	<b>ORDER TO VACATE DISMISSAL</b>
Defendants.	:	<b>AND TO REINSTATE COMPLAINT</b>
	:	

**THIS MATTER** having been brought before the Court by Franklin P. Solomon, counsel for plaintiffs, on a Motion pursuant to R. 4:23-5 for an Order vacating a prior Order of Dismissal Without Prejudice, reinstating the action and Demand for Jury Trial; and the Court having read the moving papers and ~~the opposition, if any, thereto; and having considered the arguments of counsel;~~ and for good cause shown;

IT IS on this 5<sup>th</sup> day of March, 2010

**ORDERED** that the Order of December 4, 2009 dismissing plaintiff's Complaint without prejudice be and hereby is VACATED, and the Complaint in the above-captioned action be and hereby is reinstated; it is further

~~ORDERED that counsel for plaintiffs shall serve a copy of this Order on counsel for defendant~~ <sup>be posted</sup>  
within 7 days of the date of this Order.

Motion  Opposed  
 Unopposed

  
\_\_\_\_\_  
HON. JESSICA R. MAYER, J.S.C.

**UNOPPOSED**