

# 0790

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*Attorneys for Defendants*

*Astrazeneca Pharmaceuticals LP,  
Astrazeneca LP, Astra USA Inc., Zeneca  
Inc., and KBI Sub Inc.*

**FILED**

**NOV 20 2009**

**JUDGE JESSICA R. MAYER**

JAMES GIBSON and KAREN GIBSON,  
h/w,

Plaintiffs,

v.

ASTRAZENECA PHARMACEUTICALS  
LP; ASTRAZENECA LP, ASTRA USA,  
INC.; KBI SUB, INC.; ZENECA, INC.;  
ASTRA USA HOLDINGS  
CORPORATION; ASTRAZENECA, AB;  
ASTRAZENECA, PLC; and  
ASTRAZENECA, UK LIMITED; JOHN  
DOE(S) 1 THROUGH 20; AND JANE  
DOE(S) 1 THROUGH 20,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-588-07

CIVIL ACTION

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

**ORDER OF DISMISSAL OF PLAINTIFFS'  
COMPLAINT WITH PREJUDICE FOR  
FAILURE TO COMPLY WITH DISCOVERY  
PURSUANT TO CASE MANAGEMENT  
ORDER NO. 21.**

**THIS MATTER** having been brought before 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") to dismiss the Plaintiffs' Complaint with prejudice for failure to comply with discovery pursuant to Case Management Order No. 21 ("CMO 21"), the Court having considered the papers submitted, and for good cause shown;

IT IS on this 20<sup>th</sup> day of November, 2009;

**ORDERED** that AstraZeneca's motion be and hereby is **GRANTED**.

**AND IT IS FURTHER ORDERED** that the Plaintiffs' Complaint be and hereby is **DISMISSED WITH PREJUDICE** as to all parties - served and 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.

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

Unopposed - Plaintiff's counsel having complied with the requirements of R. 4:23-5(a)(2).  
 Opposed

Dated:

All parties are to be served within seven (7) days of the date hereof.

**UNOPPOSED**

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