

# 0797

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, Astra USA Inc., Zeneca  
Inc., and KBI Sub Inc.*

**FILED**

**NOV 20 2009**

JUDGE JESSICA R. MAYER

ALVIN LEVINSON,

Plaintiff,

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-9891-06

: CIVIL ACTION

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

: **ORDER OF DISMISSAL OF PLAINTIFF'S  
: 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 Plaintiff's 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 Plaintiff's 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:

**UNOPPOSED**

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

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