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7/9/10

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*Attorneys for Defendants  
AstraZeneca Pharmaceuticals LP,  
AstraZeneca LP, Astra USA, Inc.,  
Zeneca Inc. and KBI Sub Inc.*

**FILED**  
JUL 09 2010  
JUDGE JESSICA R. MAYER

SHERL MODGLIN AND MICHAEL  
MODGLIN,

Plaintiffs,

v.

JOHNSON & JOHNSON COMPANY;  
JANSSEN PHARMACEUTICA  
PRODUCTS, L.P. A/K/A JANSSEN, L.P.,  
A/K/A JANSSEN PHARMACEUTICA,  
L.P., A/K/A JANSSEN  
PHARMACEUTICA, INC.;  
ASTRAZENECA PHARMACEUTICALS  
LP; ASTRAZENECA LP; JOHN DOE  
NOS. 1 through 20; and JANE DOE NOS.  
1 through 20,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-719-06

CIVIL ACTION

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

**ORDER OF DISMISSAL OF PLAINTIFFS'  
COMPLAINT WITH PREJUDICE FOR  
FAILURE TO SERVE A COMPLETED  
LONG FORM PLAINTIFF FACT SHEET  
PURSUANT TO CASE MANAGEMENT  
ORDER NOS. 4, 4A, 22, AND 29, AND  
THE APRIL 16, 2010 ORDER OF THE  
COURT.**

**THIS MATTER** having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP and AstraZeneca LP, (collectively "AstraZeneca") to dismiss the Plaintiffs' Complaint with 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"), Case Management Order No. 22 ("CMO 22"), and Case Management Order No. 29 ("CMO

29"); and such dismissal with prejudice being authorized by R. 4:23-5(a)(2); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 9th day of July, 2010;

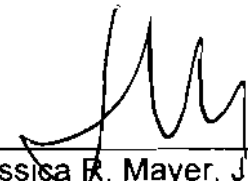
**ORDERED** that AstraZeneca's motion be and hereby is **GRANTED**.

**AND IT IS FURTHER ORDERED** that the Plaintiff's Complaint be and hereby is **DISMISSED WITH PREJUDICE** as to AstraZeneca Pharmaceuticals LP and AstraZeneca LP - 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 with prejudice, Plaintiffs' counsel shall forthwith serve a copy of this order upon the Plaintiffs by regular and certified mail, return receipt requested.

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

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

\_\_\_\_ Unopposed  
x Opposed

*Plaintiff's counsel have complied with the requirements of R. 4:23-5(a).*

Dated: July 9, 2010

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