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1-8-10

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Attorneys for Defendants
Ortho-McNeil-Janssen Pharmaceuticals, Inc.
(f/k/a Janssen Pharmaceutica Inc.) and
Johnson & Johnson

FILED
JAN 08 2010
JUDGE JESSICA R. MAYER

IN RE: RISPERDAL/SEROQUEL/
ZYPREXA LITIGATION

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION : MIDDLESEX COUNTY
:
: CASE NO. 274

:
:
: CIVIL ACTION

THIS ORDER APPLIES TO :
Kurt Nyberg v. Johnson & Johnson, et al.,
Docket No. MID-L-0647-06MT

:
:
: **ORDER**
:
: **RETURN DATE: January 8, 2010**
:

THIS MATTER having been brought before the Court by Drinker Biddle & Reath LLP, attorneys for Defendants Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.)¹ and Johnson & Johnson, to dismiss Plaintiff's Complaint for failure to serve a Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 16; such dismissals being authorized by Case Management Order No. 4A; the Court having considered the papers submitted; ~~and the Court having heard the arguments of counsel, if any,~~ and for good cause shown;

IT IS ON THIS 8th day of January, 2010;

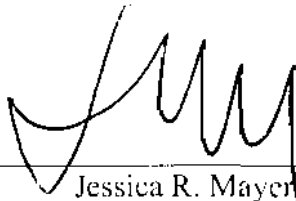
¹ Janssen L.P. has been canceled.

ORDERED that Defendants' motion is hereby **GRANTED** and that the above-captioned Complaint is **DISMISSED** without prejudice against Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Johnson & Johnson, who were erroneously designated in the Complaint as Johnson & Johnson Company and Janssen Pharmaceutica Products, L.P., pursuant to Case Management Order No. 4A; and it is further

ORDERED that, in the event that plaintiff fails to vacate this Order on or before March 9, 2010, Defendants may move for an Order of Dismissal with prejudice pursuant to the procedure set forth in R. 4:23-5(a)(2); and it is further

ORDERED that a signed copy of this Order be posted for all counsel.

UNOPPOSED



Jessica R. Mayer, J.S.C.

Unopposed

Opposed

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

FP01/6186172.1

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

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R. 1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."