

#0007

**WEITZ & LUXENBERG**

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**FILED**

MAR 26 2008

Judge Jamie B. ...

**BAILEY PERRIN BAILEY**

*A Texas Limited Liability Partnership*  
440 Louisiana St., Suite 2100  
Houston, Texas 77002  
(713) 425-7100

Attorneys for Plaintiffs

DEVON MCBRIDE,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION
	:	MIDDLESEX COUNTY
Plaintiff,	:	
	:	DOCKET NO. MID-L-6845-06 MT
v.	:	
	:	
JOHNSON & JOHNSON COMPANY, ET AL,	:	Case Code No. 274
	:	
Defendants	:	<b>ORDER TO VACATE DISMISSAL</b>
	:	<b>AND TO REINSTATE COMPLAINT</b>

**THIS MATTER** having been brought before the Court by Leslie LaMacchia, 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 26<sup>th</sup> day of March, 2008

**ORDERED** that the Order of December 19, 2007 dismissing plaintiff's Complaint without

prejudice be and hereby is VACATED, and the Complaint in the above-captioned action be and hereby is reinstated; and it is further

**ORDERED** that counsel for plaintiffs shall serve a copy of this Order on counsel for defendant within 7 days of the date of this Order.

*Jamie D. Happas*

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HON. JAMIE D. HAPPAS, J.S.C.

Motion            Opposed  
  ✓   Unopposed

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.

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