COUGHLIN DUFFY LLP	FILED
350 Mount Kemble Avenue P.O. Box 1917	APR 0 4 2008
Morristown, New Jersey 07962-1917 (973) 267-0058 Attorneys for Defendants AstraZeneca	J <b>udge Jam</b> ie D. Happas
Pharmaceuticals LP and AstraZeneca LP	:
HERBERT PRICE,	<ul><li>: SUPERIOR COURT OF NEW JERSEY</li><li>: LAW DIVISION: MIDDLESEX COUNTY</li></ul>
Plaintiff,	: : DOCKET NO. MID-L-7007-06-MT

:

CIVIL ACTION

v.

ASTRAZENECA PHARMACEUTICALS, L.P. and ASTRAZENECA, L.P.; ELI LILLY AND COMPANY; JOHN DOES Nos. 1 through 20; and JANE DOES Nos. 1 through 20,

Defendants.

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

## ORDER OF DISMISSAL WITH PREJUDICE AS TO ASTRAZENECA PHARMACEUTICALS LP AND ASTRAZENECA LP

RETURN DATE: April 4, 2008

THIS MATTER having been brought before the Court by Coughlin Duffy LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP and AstraZeneca LP (collectively "AstraZeneca Defendants") to dismiss plaintiff's Complaint with prejudice for failure to provide an executed Acknowledgment and/or executed authorizations with the Short Form Plaintiff Fact Sheet ("Short Form PFS") pursuant to Case Management Order No. 4 ("CMO 4"), §§ II.B. and II.C; the Court having entered an Order of Dismissal without prejudice, dated December 19, 2007, that expressly authorizes a dismissal with prejudice in the event plaintiff fails to vacate that Order of Dismissal without prejudice on or before March 16, 2008; and plaintiff having failed to provide an executed Acknowledgment and/or executed authorizations with the Short Form PFS and having failed to vacate the Order of Dismissal without prejudice on or before March 16, 2008; and for good cause shown;

IT IS on this <u>Uffu</u> day of <u>April</u>, 2008;

**ORDERED** that the AstraZeneca Defendants' motion is hereby **GRANTED**, and that plaintiff's Complaint is **DISMISSED** with prejudice against the AstraZeneca Defendants only; and it is further

**ORDERED** that a signed copy of this Order be served on all counsel of record within seven (7) days of the date hereof.

Jamie D. Happaa

Jamie D. Happas, J.S.C.

Unopposed