

FILED

OCT 09 2009

JUDGE JESSICA R. MAYER

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Attorneys for Defendants

*Astrazeneca Pharmaceuticals LP,
Astrazeneca LP, Astra USA Inc., Zeneca
Inc. and KBI Sub Inc.*

KERRI FINK AND PAUL FINK, H/W,

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-602-07

: CIVIL ACTION

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

: **ORDER OF DISMISSAL OF PLAINTIFF'S
: COMPLAINT WITH PREJUDICE FOR
: FAILURE TO SERVE A LONG FORM
: PLAINTIFF FACT SHEET PURSUANT TO
: CASE MANAGEMENT ORDER NOS. 4,
: 4A, 13 AND 17, AND THE JULY 17, 2009
: ORDER OF THE COURT**

THIS MATTER having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Zeneca Inc., KBI Sub Inc., and Astra USA, Inc. (collectively "AstraZeneca") to dismiss plaintiff's Complaint with prejudice for failure to serve a 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. 13 ("CMO 13"), and Case Management

Order No. 17 ("CMO 17"), and such dismissal with prejudice being authorized by the court; the Court having considered the papers submitted, and for good cause shown;

IT IS on this 9th day of October, 2009;

ORDERED that AstraZeneca's motion is hereby **GRANTED** and that plaintiff's Complaint is **DISMISSED WITH PREJUDICE** as to all parties - served and unserved - pursuant to CMO 4, § II.G, CMO 4A, § II.H.1 (a-c); CMO 13, and CMO 17, and it is further

ORDERED that a signed copy of this Order be ~~served~~^{posted} on 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, plaintiff's counsel shall forthwith serve a copy of this order on the plaintiff by regular and certified mail, return receipt requested.



Jessica R. Mayer, J.S.C.

 X Unopposed

_____ Opposed

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

Dated: **UNOPPOSED**

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