## **WEITZ & LUXENBERG**

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## FILED

JAN 2009

Judge Jamie D. Happa:

GWENDOLYN JOHNSON,	: SUPERIOR COURT OF NEW JERSEY
Plaintiff,	<ul><li>: LAW DIVISION</li><li>: MIDDLESEX COUNTY</li><li>:</li></ul>
V.	: DOCKET NO. MID L 4980 08 MT :
ASTRAZENECA PHARMACEUTICALS, LP ET AL	: Case Code No. 274
Defendants	: ORDER TO VACATE DISMISSAL : AND TO REINSTATE COMPLAINT :

THIS MATTER having been brought before the Court by Franklin P. Solomon, 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  $23^{rd}$  day of 5anvay, 2600

**ORDERED** that the Order of October 31, 2009 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

<b>ORDERED</b> that counsel for plaintiffs shall serve	a copy of this Order on counsel for defendant
within days of the date of this Order.	
MotionOpposedUnopposed	HON. JAMIE D. HAPPAS, J.S.C.

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.