

FILED

OCT 31 2008

Judge Jamie D. Happee

DRINKER BIDDLE & REATH LLP  
A Delaware Limited Liability Partnership  
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(973) 360-1100  
Attorneys for Defendants  
Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.)  
and Johnson & Johnson

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IN RE: RISPERDAL/SEROQUEL/  
ZYPREXA LITIGATION

: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION : MIDDLESEX COUNTY

:  
: CASE NO. 274

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THIS ORDER APPLIES TO :  
*Lape, et al. v. Johnson & Johnson Company,*  
*et al.,*  
Docket No. MID-L-9441-06 (MT)

: CIVIL ACTION

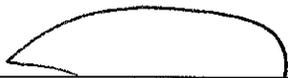
: **ORDER**

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**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.) and Johnson & Johnson, to dismiss the Complaint of **Johnny Robertson** (“Plaintiff”), individually, and as **Personal Representative of the Estate of Eddie Marie Robertson** (“Decedent”), without prejudice for failure to serve a properly executed acknowledgment and authorizations pursuant to Case Management Order No. 4 (“CMO 4”), II. H and II. I; such dismissal without prejudice being authorized by CMO No. 4A II. I; 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 31<sup>st</sup> day of October, 2008;

**ORDERED** that Defendants' motion is hereby **GRANTED** and that the following action is **DISMISSED** without prejudice pursuant to CMO No. 4A H. 2(a): *Lape, et al. v. Johnson & Johnson, et al.*, Docket No. MID-L-9441-06 (MT); and it is further

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

  
\_\_\_\_\_  
Jamie D. Happas, J.S.C.

Unopposed  
 Opposed

**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-F 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.