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*Attorneys for Defendants*

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

**FILED**

OCT 09 2009

JUDGE JESSICA R. MAYER

PATRICIA MANUS AS PROPOSED	:	SUPERIOR COURT OF NEW JERSEY
REPRESENTATIVE OF THE ESTATE OF	:	LAW DIVISION: MIDDLESEX COUNTY
GRADY MANUS, DECEASED,	:	
	:	DOCKET NO. MID-L-3757-09
Plaintiff,	:	
	:	CIVIL ACTION
v.	:	
	:	In Re Risperdal/Seroquel/Zyprexa Litigation
ASTRAZENECA PHARMACEUTICALS	:	Case No. 274
LP; ASTRAZENECA LP; ASTRA USA,	:	
INC.; KBI SUB, INC.; ZENECA, INC.;	:	<b>ORDER OF DISMISSAL OF PLAINTIFF'S</b>
ASTRA USA HOLDINGS	:	<b>COMPLAINT WITHOUT PREJUDICE FOR</b>
CORPORATION; ASTRAZENECA, AB;	:	<b>FAILURE TO SERVE A LONG FORM</b>
ASTRAZENECA, PLC; and	:	<b>PLAINTIFF FACT SHEET PURSUANT TO</b>
ASTRAZENECA, UK LIMITED; JOHN	:	<b>CASE MANAGEMENT ORDER NOS. 4,</b>
DOE(S) 1 through 20; and JANE DOE(S)	:	<b>4A, 16 AND 21</b>
1 through 20,	:	
	:	
Defendants.	:	

**THIS MATTER** having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Astra USA, Inc., Zeneca Inc., and KBI Sub Inc. (collectively "AstraZeneca") to dismiss plaintiff's Complaint without 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"), and Case Management Order No. 16 ("CMO 16"), and such

dismissal without prejudice being authorized by Case Management Order No. 21 ("CMO 21"); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 9<sup>th</sup> day of October, 2009;

**ORDERED** that AstraZeneca's motion is hereby **GRANTED** and that plaintiff's Complaint is **DISMISSED WITHOUT PREJUDICE** as to all parties - served and unserved - pursuant to CMO 4, § II.G, CMO 4A, § II.H.1 (a-c), and CMO 16; and it is further

**ORDERED** that a signed copy of this Order be <sup>posted for</sup> ~~served 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 Without Prejudice, plaintiff's counsel shall forthwith serve a copy of this order on the plaintiff by regular and certified mail, return receipt requested, accompanied by a notice in the form prescribed by Appendix II-R of the New Jersey Rules of Court, specifically explaining the consequences of failure to serve a materially Completed Long Form PFS (which must include properly executed Authorizations and Acknowledgement) and to file and serve a timely motion to restore.

**UNOPPOSED**

  X   Unopposed  
       Opposed

  
\_\_\_\_\_  
Jessica R. Mayer, 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."

Dated: October 9, 2009

**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-A of the Court Rules