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4-16-10

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Attorneys for Defendants
AstraZeneca Pharmaceuticals LP,
AstraZeneca LP, Zeneca, Inc., Astra
USA Inc. and KBI Sub Inc.

FILED

APR 16 2010

JUDGE JESSICA R. MAYER

ROBERT SCHROEDER,

Plaintiff,

v.

ASTRAZENECA PHARMACEUTICALS
LP; ASTRAZENECA LP; KBI SUB, INC.;
ZENECA, INC.; ASTRA USA, INC.,
ASTRA USA HOLDINGS
CORPORATION, ASTRAZENECA, AB;
ASTRAZENECA, PLC; AND
ASTRAZENECA, UK LIMITED,

Defendants.

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: MIDDLESEX COUNTY
:
:
: DOCKET NO. MID-L-10587-09
:
: CIVIL ACTION
:
: In Re Risperdal/Seroquel/Zyprexa Litigation
: Case No. 274
:
: **ORDER OF DISMISSAL OF PLAINTIFF'S**
: **COMPLAINT WITHOUT PREJUDICE FOR**
: **FAILURE TO SERVE A COMPLETED**
: **LONG FORM PLAINTIFF FACT SHEET**
: **PURSUANT TO CASE MANAGEMENT**
: **ORDER NOS. 4, 4A, 16, AND 29.**
:
:

THIS MATTER having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Zeneca, Inc., Astra USA Inc., and KBI Sub Inc. (collectively "AstraZeneca") to dismiss the Plaintiff's Complaint without prejudice for failure to serve a Completed 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. 29 ("CMO 29"); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 16th day of April, 2010;


ORDERED that Defendants' motion be and hereby is **GRANTED**.

AND IT IS FURTHER ORDERED that the Plaintiff's Complaint be and hereby is **DISMISSED WITHOUT PREJUDICE** as all parties, whether served or unserved;

AND IT IS FURTHER ORDERED that a signed copy of this Order be posted for 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-A of the New Jersey Rules of Court, specifically explaining the consequences of failure to serve a Completed Long Form PFS (which must include properly executed Authorizations and Acknowledgement) and to file and serve a timely motion to restore.

OPPOSED



Jessica R. Mayer, J.S.C.

_____ Unopposed

 / Opposed

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

Dated:

ORDERED that counsel for the ~~com~~
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