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AstraZeneca LP, Zeneca, Inc., Astra
USA Inc. and KBI Sub Inc.*

FILED
FEB 5 2010
JUDGE JESSICA R. MAYER

SHIRLEY D. SMITH,	:	SUPERIOR COURT OF NEW JERSEY
Plaintiff,	:	LAW DIVISION: MIDDLESEX COUNTY
v.	:	DOCKET NO. MID-L-738-07
ASTRAZENECA PHARMACEUTICALS LP; ASTRAZENECA LP; ASTRA USA, INC.; KBI SUB, INC.; ZENECA, INC.;	:	CIVIL ACTION
ASTRA USA HOLDINGS CORPORATION; ASTRAZENECA, AB; ASTRAZENECA, PLC; AND	:	In Re Risperdal/Seroquel/Zyprexa Litigation
ASTRAZENECA, UK LIMITED; JOHN DOES NO(S) 1 THROUGH 20; and JANE DOES NO(S) 1 THROUGH 20,	:	Case No. 274
Defendants.	:	ORDER OF DISMISSAL OF PLAINTIFF'S AMENDED COMPLAINT WITHOUT PREJUDICE FOR FAILURE TO SERVE A COMPLETED LONG FORM PLAINTIFF FACT SHEET PURSUANT TO CASE MANAGEMENT ORDER NOS. 4, 4A, 16 AND 27.

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 Amended 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"), Case Management Order No. 16 ("CMO 16"), and Case Management Order No. 27 ("CMO 27"); and such dismissal without

prejudice being authorized by R. 4:23-5(a)(2); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 5th day of February, 2010;

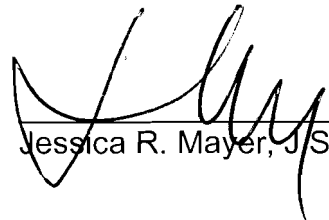
ORDERED that AstraZeneca's motion be and hereby is **GRANTED**.

AND IT IS FURTHER ORDERED that the Plaintiff's Complaint be and hereby is **DISMISSED WITHOUT PREJUDICE** as to 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 upon the Plaintiff by regular and certified mail, return receipt requested.

UNOPPOSED



Jessica R. Mayer, J.S.C.

Unopposed

Opposed

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:

PLEASE MAIL A COPY OF THIS DECISION TO ALL INTERESTED PARTIES WITHIN 7 DAYS OF THE DATE HEREOF

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 App. Civ. R. **A** of the Court Rules