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*Attorneys for Defendants*

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

FILED  
JAN 20 2011  
JUDGE JESSICA R. MEYER

<p>BELL SUMMERLIN,</p> <p style="text-align: center;">Plaintiff,</p> <p>v.</p> <p>ASTRAZENECA PHARMACEUTICALS LP; ASTRAZENECA LP; ASTRA USA, INC.; KBI SUB, INC.; ZENECA, INC.; ASTRA USA HOLDINGS CORPORATION; ASTRAZENECA, AB; ASTRAZENECA, PLC; and ASTRAZENECA, UK LIMITED,</p> <p style="text-align: center;">Defendants.</p>	<p>: SUPERIOR COURT OF NEW JERSEY : LAW DIVISION: MIDDLESEX COUNTY : : DOCKET NO. MID-L-5992-09 : : CIVIL ACTION : : In Re Risperdal/Seroquel/Zyprexa Litigation : Case No. 274 : : <b>ORDER OF DISMISSAL OF PLAINTIFF'S : COMPLAINT WITH PREJUDICE FOR : FAILURE TO SERVE A COMPLETED : LONG FORM PLAINTIFF FACT SHEET : PURSUANT TO CASE MANAGEMENT : ORDER NOS. 4, 4A, 16, AND 21, AND : THE NOVEMBER 6, 2009 ORDER OF THE : COURT.</b></p>
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**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 the Plaintiff's Complaint with 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. 21 ("CMO 21"); and such dismissal with 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 22<sup>nd</sup> day of January, 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 WITH 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 with prejudice, Plaintiff's counsel shall forthwith serve a copy of this order upon the Plaintiff by regular and certified mail, return receipt requested.

  
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Jessica R. Mayer, J.S.C.

\_\_\_\_\_ Unopposed

  /   Opposed

*Plaintiff's counsel having complied with the requirements of R. 4:23-5(a)(2).*

Dated:

## **OPPOSED**

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