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Attorneys for Defendants
Ortho-McNeil-Janssen Pharmaceuticals, Inc.
(f/k/a Janssen Pharmaceutica Inc.) and
Johnson & Johnson

FILED

SEP 11 2009

JUDGE JESSICA R. MAYER

DENIED*

IN RE: RISPERDAL/SEROQUEL/
ZYPREXA LITIGATION

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

:
: CASE NO. 274

:
: CIVIL ACTION

THIS ORDER APPLIES TO :

:
: *West v. Johnson & Johnson, et al.*, Docket No.
: MID-L-9107-06-MT

:
: **ORDER**

:
: **RETURN DATE: September 11, 2009**
:

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.)¹ and Johnson & Johnson, to dismiss Plaintiff's Complaint for failure to serve a Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4A ("CMO 4A"), § III. D-E; such dismissals being authorized by CMO 4A; 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 11th day of September, 2009;

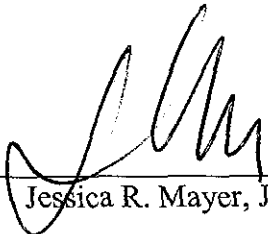
¹ Janssen L.P. has been canceled.

*denied without prejudice
because permission to file
was not granted prior to filing.

ORDERED that Defendants' motion is hereby **GRANTED** and that the above-captioned Complaint is **DISMISSED** without prejudice against Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Johnson & Johnson, who were erroneously designated in the Complaint as Janssen Pharmaceutica, Inc., Janssen Pharmaceutica, L.P., and Johnson & Johnson Company pursuant to CMO 4A; and it is further

ORDERED that, in the event that plaintiff fails to vacate this Order on or before 60 days, Defendants may move for an Order of Dismissal with prejudice pursuant to the procedure set forth in R. 4:23-5(a)(2); and it is further

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



Jessica R. Mayer, J.S.C.

Unopposed
 Opposed

DENIED