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1-8-10

JAN 08 2010  
JUDGE JESSICA R. MAYER

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

**FILED**  
**JAN 08 2010**  
JUDGE JESSICA R. MAYER

MICHELLE WHEELER,	:	SUPERIOR COURT OF NEW JERSEY
Plaintiff,	:	LAW DIVISION: MIDDLESEX COUNTY
v.	:	DOCKET NO. MID-L-3876-09
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; JOHN DOE(S) 1 through 20; and JANE DOE(S) 1 through 20,	:	CIVIL ACTION
Defendants.	:	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 OCTOBER 9, 2009 ORDER OF THE COURT</b>

**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 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 8<sup>th</sup> day of January, 2010;

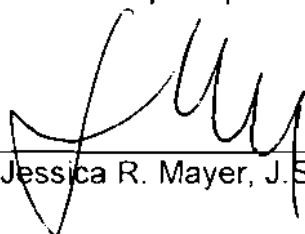
**ORDERED** that AstraZeneca's motion be and hereby is **GRANTED**.

**AND IT IS FURTHER ORDERED** that the Plaintiff's Complaint be and hereby is **DISMISSED WITH PREJUDICE** as to all parties - served and 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.

**OPPOSED**

  
\_\_\_\_\_  
Jessica R. Mayer, J.S.C.

\_\_\_\_\_ Unopposed

\_\_\_\_\_ / \_\_\_\_\_ Opposed — Plaintiff's counsel having complied with the requirements of R. 4:23-5(a)(2)

Dated:

\_\_\_\_\_  
Statement of reasons  
forth on the record.

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