

#762
7-31-09
JC
8/3/09

DRINKER BIDDLE & REATH LLP
A Delaware Limited Liability Partnership
500 Campus Drive
Florham Park, New Jersey 07932-1047
(973) 360-1100
Attorneys for Defendants
Ortho-McNeil-Janssen Pharmaceuticals, Inc.
(f/k/a Janssen Pharmaceutica Inc.) and
Johnson & Johnson

FILED
JUL 31 2009
Judge Jamie D. Happas

-----	:	SUPERIOR COURT OF NEW JERSEY
IN RE: RISPERDAL/SEROQUEL/	:	LAW DIVISION : MIDDLESEX COUNTY
ZYPREXA LITIGATION	:	
	:	CASE NO. 274
	:	
	:	CIVIL ACTION
	:	
THIS ORDER APPLIES TO :	:	ORDER
<i>Rex Wimberly v. Johnson & Johnson, et al.,</i>	:	
Docket No. MID-L-1782-06MT	:	RETURN DATE: July 31, 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. 13; such dismissals being authorized by Case Management Order No. 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 31st day of July, 2009;

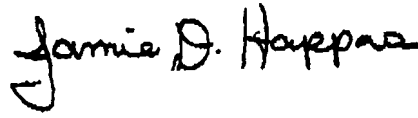
¹ Janssen L.P. has been canceled.

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 Case Management Order No. 4A; and it is further

ORDERED that, in the event that plaintiff fails to vacate this Order on or before September 29, 2009, 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.

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.



Jamie D. Happas, J.S.C.

Unopposed
 Opposed

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 Appendix II-F of the Court Rules