

uk

**ROBINS KAPLAN LLP**

Rayna E. Kessler, Esq.  
NJ ID No. 031782010  
399 Park Avenue, Suite 3600  
New York, NY 10022-4611  
Telephone: (212) 980-7431  
Facsimile: (212) 980-7499  
RKessler@RobinsKaplan.com

**FILED**

**MAY 07 2019**

Judge James F. Hyland

**BURNETT LAW FIRM**

Karen Beyea-Schroeder, Esq.  
NJ Bar No: 023131997  
3737 Buffalo Speedway, Ste. 1850  
Houston, Texas 77098  
Telephone: (832) 413-4410  
Facsimile: (832) 900-2120  
[Karen.Schroeder@rburnettlaw.com](mailto:Karen.Schroeder@rburnettlaw.com)

*Attorneys for Plaintiff(s)*

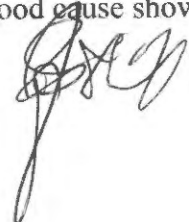
**IN RE TAXOTERE LITIGATION**

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION – MIDDLESEX COUNTY  
MCL CASE TYPE: 628

MASTER DOCKET NO.:  
MID-L-4998-18-CM

**ORDER REGARDING SERVICE OF PROCESS UPON  
DEFENDANTS ACTAVIS PHARMA, INC. AND ACTAVIS LLC F/K/A  
ACTAVIS INC.**

The undersigned counsel for the parties having met, conferred and agreed upon a process for streamlined service of process upon Defendants Actavis LLC formerly known as Actavis Inc., and Actavis Pharma, Inc.; and the Court having reviewed this proposed Order jointly submitted by undersigned counsel; and for good cause shown;

IT IS on this 7<sup>th</sup> day of May, 2019, 

**ORDERED THAT:**

1. In lieu of formal service of process as required under the Rules Governing the Courts of the State of New Jersey, Actavis Pharma, Inc. and Actavis LLC f/k/a Actavis Inc. have agreed to the process set forth below for the service of process in cases that have not been served on these Defendants in this Multi-County Litigation prior to the date of this Order. By agreeing to this alternative method for service of process, Actavis Pharma, Inc. and Actavis LLC f/k/a Actavis Inc., do not waive any defenses available to them. All such defenses are expressly reserved and preserved.

2. The Order applies only to claims brought by a U.S. citizen or resident based on usage or purchase of docetaxel in the United States.

3. As of the date of the entry of this Order, plaintiff's counsel may serve Actavis Pharma, Inc. and/or Actavis LLC f/k/a Actavis Inc. with process by emailing the Summons and Short Form Complaint to the following email: [NJSagentService@ulmer.com](mailto:NJSagentService@ulmer.com). Each email sent to this address shall contain only one Summons and Short Form Complaint, and the subject line of each email shall state the plaintiff's first and last name. The body of each email must also include contact information for plaintiff's counsel of record.

4. Plaintiff's counsel should receive an automatic reply from the mailbox address when a complaint is served. If no such reply is received within twenty-four (24) hours, plaintiff's counsel should re-serve it pursuant to the terms of this Order.

5. Service will be effective pursuant to this Order only if addressed as above or formal service is effectuated as specified in the Rules Governing the Courts of the State of New Jersey. General mailing or use of other methods of transmission, including but not limited to Federal Express or email to an alternate address, will not be sufficient to effect service.

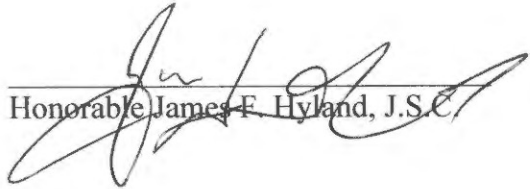
6. Actavis Pharma, Inc. and/or Actavis LLC f/k/a Actavis Inc. agree to provide thirty (30) day's written notice before moving to dismiss for a technical defect in the service described in this order. During that thirty (30) day period, should plaintiff's counsel cure the technical defect, Actavis Pharma, Inc. and/or Actavis LLC f/k/a Actavis Inc. shall not seek entry of dismissal on the basis of insufficiency of service of process, and no dismissal shall be entered against the plaintiff in any case where the technical defect has been cured or a motion is pending with the court to cure said defect.

7. Actavis Pharma, Inc. and/or Actavis LLC f/k/a Actavis Inc. reserve all other rights available to them under federal or state law and under applicable treaties and conventions.

8. Within thirty-five (35) days after the service of the Summons and Complaint in accordance with Paragraph 3 above, each Defendant so served shall file and serve upon plaintiff's counsel of record a Notice of Appearance. The filing of a Notice of Appearance shall be deemed to incorporate the Defendant's answer or response to the Master Complaint and shall not limit the Defendant's rights to file motions, counterclaims, cross-claims and/or third-party claims permissible under this Court's Orders and the Rules Governing the Courts of the State of New Jersey.

9. Plaintiff's counsel agrees to provide thirty (30) day's written notice before moving for entry of default if plaintiff's counsel concludes that Actavis Pharma, Inc. or Actavis LLC f/k/a/ Actavis Inc. has not timely served a Notice of Appearance in accordance with Paragraph 8 above in a particular case. Should Actavis Pharma, Inc. and/or Actavis LLC f/k/a Actavis Inc. file a Notice of Appearance in accordance with Paragraph 8 above during that thirty (30) day period, no Plaintiff shall seek entry of default, and no default shall be entered against the Defendant in any case where a Notice of Appearance is filed before entry of default in accordance with this Paragraph..

**IT IS SO ORDERED.**

  
Honorable James F. Hyland, J.S.C.

**Consented to as to Form and Substance:**

By: Rayna E. Kessler  
Rayna E. Kessler, Esq.  
(NJ Bar No. 031782010)  
**ROBINS KAPLAN LLP**  
399 Park Avenue, Ste. 3600  
New York, NY 10022  
Phone: (212) 980-7400  
Fax: (212) 980-7499  
Rkessler@RobinsKaplan.com  
*Plaintiffs' Co-Liaison Counsel*

By: Karen Beyea-Schroeder  
Karen Beyea-Schroeder, Esq.  
(NJ Bar No. 023131997)  
**BURNETT LAW FIRM**  
3737 Buffalo Speedway, Ste. 1850  
Houston, Texas 77098  
Telephone: (832) 413-4410  
Facsimile: (832) 900-2120  
Karen.Schroeder@rburnettlaw.com  
*Plaintiffs' Co-Liaison Counsel*

By: /s/ Anita R. Hotchkiss  
Anita R. Hotchkiss, Esq.  
(NJ Bar No. 018491975)  
**GOLDBERG SEGALLA LLP**  
301 Carnegie Center, Suite 200  
Princeton, New Jersey 08540  
Mailing address: PO Box 580, Buffalo, NY 14201  
Phone: (609) 986-1350  
Fax: (609) 986-1301  
ahotchkiss@goldbergsegalla.com  
*Attorneys for Defendants Actavis Pharma, Inc. and Actavis LLC f/k/a Actavis Inc.*