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Attorneys for Defendant, Howard Benn, M.D.

FILED
OCT 25 2013
BRIAN R. MARTINOZZI
J.S.C.

Plaintiff : SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: BERGEN COUNTY
KIMBERLY EVERETT : DOCKET NO. BER-L-2813-13

vs.

Civil Action

Defendants

BAYER CORP., BAYER HEALTHCARE, : ORDER SETTING ASIDE
LLC, BAYER HEALTHCARE : DEFAULT ENTERED AGAINST
PHARMACEUTICALS, INC., BAYER : DEFENDANT, HOWARD BENN, M.D.
SCHERING PHARMA AG, INTENDIS, :
INC., BAYER AG, TEVA :
PHARMACEUTICAL INDUSTRIES, LTD,:
TEVA PHARMACEUTICALS USA, INC., :
BARR PHARMACEUTICALS, LLC :
(formerly known as BARR :
PHARMACEUTICALS, INC.), BARR :
LABORATORIES, INC., ST. MARY'S :
HOSPITAL, NURSE SHARI GOMEZ, DR. :
BIKKINA MAHESH, HEART & :
VASCULAR ASSOCIATES-NORTHERN, :
DR. HOWARD BENN, DR. JOSE LUIS :
SABOGAL, BETTER HEALTHCARE OF :
NEW JERSEY, LLC, PASSAIC :
COMMUNITY PHARMACY, INC. d/b/a :
PASSAIC COMMUNITY PHARMACY, :
SAMIRKUMAR PATEL, RPH, et al. :

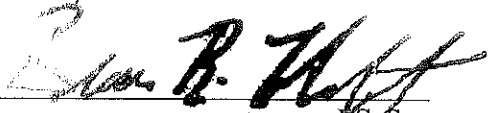
THIS MATTER having been brought before the Court by the law firm of Giblin & Combs, counsel for defendant, Howard Benn, M.D. for entry of an Order Setting Aside the Default entered against Dr. Howard Benn and good cause having been shown;

IT IS ON this 25 day, of October, 2013;

ORDERED, that the default entered against defendant, Dr. Howard Benn, shall be and hereby is set aside; and, it is further,

ORDERED, that defendant, Dr. Howard Benn, shall be permitted to file an Answer to the Complaint within seven days of the date hereof.

ORDERED, that a copy of the within Order shall be served upon all counsel within seven days of the date hereof.



J.S.C.

BRIAN R. MARTINOTTI, J.S.C.

Answering papers have been filed.

No answering papers have been filed.