

FILED

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Judge James F. Hyland

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IN RE: ZOSTAVAX® LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 629

ORDER

**DISMISSAL WITHOUT PREJUDICE FOR
FAILURE TO PROVIDE REQUIRED
DOCUMENTATION**

THIS MATTER, having come before the Court at a case management conference on December 17, 2019 at which counsel for Plaintiffs and counsel for Defendants were present.

IT IS on this 13th day of February 2020, ORDERED as follows:

The cases listed in the attached Exhibit A are dismissed *without prejudice* for failure to provide required documentation, including death certificate and affidavit of next of kin, thereby rendering their authorization invalid.



The Honorable James Hyland, J.S.C.

Exhibit A – Plaintiffs for Whom Bern Submitted a Signed PFS but Failed to Provide Documentation of the Signatory’s Authority to Represent the Plaintiff

Plaintiff	Case Caption (Lead Plaintiff)	Docket Number
Baker, Nicholas	Baker, Nicholas v. Merck & Co., Inc.	MID-L-006336-18
Durbin, Ronnie	Morgan, Jeanette et al. v. Merck & Co., Inc.	MID-L-004575-18
Meyer, Mark	Meyer, Mark v. Merck & Co., Inc.	MID-L-006765-18
Nilo Downs, Kristina Downs, Estate of Rosemary	Nilo Downs, Kristina, individually and as proposed administrator for the estate of Rosemary Downs v. Merck & Co., Inc.	MID-L-006309-18
Swisher, William	Swisher, William v. Merck & Co., Inc.	MID-L-007148-18