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**FILED**

NOV 20 2019

Judge James F. Hyland

IN RE: ZOSTAVAX® LITIGATION

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 629

**ORDER**

THIS MATTER, having come before the Court at a case management conference on October 10, 2019 at which counsel for Plaintiffs and counsel for Defendants were present, and pursuant to paragraph 3 of Case Management Order #6.

IT IS on this 20<sup>th</sup> day of November 2019, ORDERED as follows:

1. Plaintiff has twenty-one (21) days (by December 11, 2019) from the date of this Order to remedy the cases listed in Defendants' Motion that served deficient PFSs and/or served uncertified PFSs;
2. Any case that is not remedied in twenty-one (21) days (by December 11, 2019) shall be dismissed *with prejudice*;
3. The twenty-five (25) cases listed in the attached Exhibit A are dismissed *with prejudice* for failure to provide a Plaintiff Fact Sheet.

HON. JAMES F. HYLAND J.S.C.

**Exhibit A – Plaintiffs for Whom Bern Failed to Submit  
an Overdue PFS by October 31, 2019**

Plaintiff	Case Caption (Lead Plaintiff)	Docket Number
[REDACTED]	Burden, Kimberly et al. v. Merck & Co., Inc.	[REDACTED]
Beck, Virginia	Felice, Romilda et al. v. Merck & Co., Inc.	MID-L-003595-18
Bridger, Angela	Morgan, Jeanette et al. v. Merck & Co., Inc.	MID-L-004575-18
[REDACTED]	[REDACTED]	[REDACTED]
Charpied, Sally	Harvey, Marshall et al. v. Merck & Co., Inc.	MID-L-003932-18
Cleveland, Winnifred	Anderson, Pamela et al. v. Merck & Co., Inc.	MID-L-003827-18
Codney, Patricia	Hyatt, Darla et al. v. Merck & Co., Inc.	MID-L-000848-18
Cornell, Henry	Burden, Kimberly et al. v. Merck & Co., Inc.	MID-L-001886-18
[REDACTED]	[REDACTED]	[REDACTED]
Eisenhardt, Bruce	Sisnetsky, Eugene et al. v. Merck & Co., Inc.	MID-L-007525-17
Ford, Shirley	Kilgore, Carol et al. v. Merck & Co., Inc.	MID-L-001599-18
Gaitley, Lillian	Kilgore, Carol et al. v. Merck & Co., Inc.	MID-L-001599-18
Gordon, Adelaide	Barber, Anne et al. v. Merck & Co., Inc.	MID-L-003014-18
[REDACTED]	[REDACTED]	[REDACTED]
Hardy, Julianna	Gunderson, Marvin et al. v. Merck & Co., Inc.	MID-L-004457-17
[REDACTED]	[REDACTED]	[REDACTED]
Hennessey, Dianna	Gollotto, Rosemary et al. v. Merck & Co., Inc.	MID-L-000728-18
Hudson, Sandra	Gunderson, Marvin et al. v. Merck & Co., Inc.	MID-L-004457-17
[REDACTED]	[REDACTED]	[REDACTED]
Johnson, Claire	Kilgore, Carol et al. v. Merck & Co., Inc.	MID-L-001599-18
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
Lesage, Aileen	Barber, Anne et al. v. Merck & Co., Inc.	MID-L-003014-18
[REDACTED]	[REDACTED]	[REDACTED]
Mollins, Elaine	Edwards, James et al. v. Merck & Co., Inc.	MID-L-001319-18
Murphy, Bonnie	Kilgore, Carol et al. v. Merck & Co., Inc.	MID-L-001599-18
[REDACTED]	[REDACTED]	[REDACTED]
Noland, Shirley	Bolton-Caron, Barbara et al. v. Merck & Co., Inc.	MID-L-004023-18
[REDACTED]	[REDACTED]	[REDACTED]
Perry, Mary	Sisnetsky, Eugene et al. v. Merck & Co., Inc.	MID-L-007525-17
[REDACTED]	[REDACTED]	[REDACTED]
Rolfingsmeyer, Donna	Burt, Jerry et al. v. Merck & Co., Inc.	MID-L-002500-18
[REDACTED]	[REDACTED]	[REDACTED]
Rosoto, Michael	Agresti, Paul et al. v. Merck & Co., Inc.	MID-L-003015-18
[REDACTED]	[REDACTED]	[REDACTED]
Schultz, Seymour	Edwards, James et al. v. Merck & Co., Inc.	MID-L-001319-18
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
Smedley, Kevin	Yorck, Anna Marie et al. v. Merck & Co., Inc.	MID-L-004929-17
[REDACTED]	[REDACTED]	[REDACTED]

Truitt, Charlynn	Bolton-Caron, Barbara et al. v. Merck & Co., Inc.	MID-L-004023-18
Updike, Judith	Hyatt, Darla et al. v. Merck & Co., Inc.	MID-L-000848-18