

**FILED**

**AUG 23 2019**

**Judge James F. Hyland**

**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY**

**CASE NO. 629**

**PRODUCT USAGE ORDER**

IN RE: ZOSTAVAX® LITIGATION

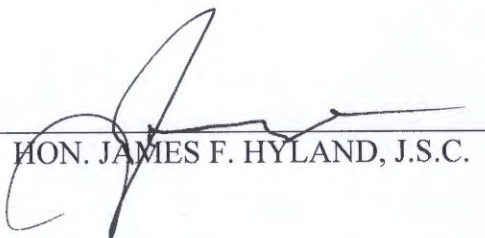
This matter having come before the Court on the request of counsel for Merck & Co. Inc and Merck Sharp & Dohme Corp., and the Court having considered all submissions in response thereto,

IT IS on this 23<sup>rd</sup> day of August 2019,

ORDERED as follows:

- 1) Defendants shall serve Plaintiff liaison counsel with a list of Plaintiffs (out of the 479) who have served and demonstrated proof of use pursuant to this Court's June 12, 2019 Order within seven (7) days of the date hereof to Plaintiff liaison counsel; and
- 2) The remaining Plaintiffs, who are not listed, shall provide Plaintiff liaison counsel ([zostavax@bernlip.com](mailto:zostavax@bernlip.com)) with documentary evidence of proof of use of Zostavax to defense liaison counsel within 35 days of the date of this Order; and
- 3) The parties shall report to the Court on the status of the documentary evidence that is produced at the next Case Management Conference, scheduled for October 10, 2019 at 10:30 AM.

IT IS FURTHER ORDERED that a copy of this Order shall be served on all parties within seven (7) days of the date hereof.



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

**A COPY OF THIS ORDER SHALL BE POSTED ONLINE BY THE COURT**