

Margaret E. Cordner  
NJ Bar No.: 104432014  
MARC J. BERN & PARTNERS LLP  
60 E. 42<sup>nd</sup> Street, Suite 950  
New York, New York  
10165 Tel: (212) 702-5000  
Fax: (212) 818-0164  
*Attorney for Plaintiff*

FILED

August 25, 2023

HON. BRUCE J. KAPLAN, J.S.C.

---

IN RE ZOSTAVAX LITIGATION

*Mary Thompson v. Merck & Co., Inc., Merck  
Sharp & Dohme Corp., and McKesson Corp.*

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION – MIDDLESEX  
COUNTY

MCL NO. 629

DOCKET NO.: MID-L-005379-20

**ORDER**

**WHEREAS**, Plaintiff, by and through her attorneys Marc J. Bern & Partners LLP, upon notice to all interested parties, have moved before this Court for vacation of the September 29, 2022 Order of dismissal without prejudice of the above matter, and the Court having read and considered the papers submitted in this matter, and for good cause having been shown;

**IT IS** on this 25th day of August 2023;

**ORDERED** that the motion is **GRANTED**, and all claims of Plaintiff, against Defendants Merck & Co., Inc. and Merck Sharp and Dohme LLC., are hereby **REINSTATED**, and it is further

**ORDERED** that service of this Order shall be deemed effectuated upon all parties upon its upload to e-Courts. Pursuant to Rule 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the date of this Order.

15/ Bruce J. Kaplan  
HONORABLE BRUCE J. KAPLAN, J.S.C.

**UNOPPOSED**

Having read and considered the above motion, the Court finds it to be unopposed, meritorious on its face, and in compliance with R. 1:21-2. Pursuant to R. 1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.