

Margaret Cordner Esq. (104432014)
MARC J. BERN & PARTNERS LLP
60 East 42nd Street, Suite 950
New York, New York 10165
Phone: (212) 702-5000
Facsimile: (212) 818-0164
E-mail: mcordner@bernllp.com
Attorneys for Plaintiff(s)

FILED
OCTOBER 8 , 2021
HON. BRUCE J. KAPLAN, J.S.C.

IN RE ZOSTAVAX LITIGATION

DIANE HECKADON, Individually and as
Personal Representative for the Estate of
DAVID HECKADON (Deceased),

Plaintiff,

v.

MERCK & CO., INC., et al.

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – MIDDLESEX COUNTY

MCL NO.: 629

DOCKET NO.: MID-L- 003250-20

ORDER

WHEREAS, Plaintiff, by and through their attorneys Marc J. Bern & Partners LLP, upon notice to all interested parties, has moved before this Court to substitute Plaintiff's heir, DIANE HECKADON, Individually and as Personal Representative for the Estate of DAVID HECKADON (Deceased), v. MERCK & CO., INC., et al. as Plaintiff in this matter.

IT IS on this 8th day of October, 2021, hereby

ORDERED that the motion is **GRANTED**, and that the metadata and the caption in this matter shall reflect that Plaintiff is DIANE HECKADON, Individually and as Personal Representative for the Estate of DAVID HECKADON (Deceased), v. MERCK & CO., INC., et al.,

ORDERED that the Motion is **GRANTED** and Movant Diane Heckadon, Individually and as Personal Representative for the Estate of David Heckadon (Deceased), is substituted for the

deceased Plaintiff David Heckadon; and it is

FURTHER ORDERED that the caption will be amended to read “Diane Heckadon, Individually and as Personal Representative for the Estate of David Heckadon (Deceased), v. Merck & Co., Inc. and Merck Sharp & Dohme Corp.”; and it is

FURTHER ORDERED that Plaintiff shall file and serve an amended Complaint within **ten** (10) days of the date of this Order; and it is

FURTHER ORDERED that this Order shall be deemed served upon its filing to eCourts. Movant shall serve this Order on all parties not electronically served within seven (7) days of the date of this Order in accordance with R. 1:5-1(a).

/s/ Bruce J. Kaplan

HONORABLE BRUCE J. KAPLAN, J.S.C.

UNOPPOSED

Having reviewed the within Motion, the Court finds it to be meritorious on its face, in compliance with R. 4:34-1, and unopposed. It therefore will be granted essentially for the reasons set forth in the moving papers in accordance with R. 1:6-2.