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FILED

February 17, 2023

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

IN RE ZOSTAVAX LITIGATION

BRENDA BARBER as Personal  
Representative for the Estate of MARY  
MOOSE (Deceased) v. MERCK & CO., INC.,  
et al.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION – MIDDLESEX COUNTY

MCL NO.: 629

DOCKET NO.: MID-L-007635-17

**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, BRENDA BARBER, as Personal Representative of the Estate of MARY MOOSE v. MERCK & CO., INC., et al. as Plaintiff in this matter, and the Court having read and considered the papers submitted in this matter, and for good cause shown;

**IT IS** on this 17th day of February, 2023;

**ORDERED** that the motion is **GRANTED**, and that the metadata and the caption in this matter shall reflect that Plaintiff is BRENDA BARBER, as Personal Representative of the Estate of MARY MOOSE v. MERCK & CO., INC., et al., and it is further

**ORDERED** that Plaintiff shall file and serve an Amended Complaint within fourteen (14) days of the date of this Order; it is further

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

          /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.