

Margaret E. Cordner, Esquire
NJ Bar No: 104432014
MARC J. BERN & PARTNERS LLP
60 E. 42nd St. Ste 950
New York, New York 10165
Tel: (212) 702-5000
Fax: (212) 818-0164
Attorneys for Plaintiffs

FILED
SEPTEMBER 24 , 2021
HON. BRUCE J. KAPLAN, J.S.C.

IN RE ZOSTAVAX LITIGATION

Stephen Smith and Majorie Smith 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-002651-19

ORDER

WHEREAS, Plaintiffs, by and through their attorneys Marc J. Bern & Partners LLP, upon notice to all interested parties, have moved before this Court to Reinstate Plaintiffs' Complaint, which is currently dismissed without prejudice for failure to provide proof of use, and the Court having read the moving papers, and for good cause having been shown,

IT IS on this 24th day of September 2021, hereby:

ORDERED that the Motion to Reinstate is **GRANTED**, and Plaintiff's Complaint is hereby **REINSTATED**; and it is further

ORDERED that this Order shall be deemed served upon its filing to eCourts. Movant shall serve 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, this Court finds it to be meritorious on its face and is unopposed. Pursuant to R. 1:6-2., it will therefore be granted essentially for the reasons set forth in the moving papers