

FILED
JUL 08 2011
JUDGE JESSICA R. MAHER

IN RE: ZOMETA / ARELIA LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

CIVIL ACTION

CASE NO. 278 MT

CASE MANAGEMENT ORDER NO. 22

THIS MATTER having come before the court on July 6, 2011 concerning the case management of all pending New Jersey state cases in the above-captioned litigation, and good cause having been shown;

IT IS on this 8th day of JULY, 2011,

ORDERED as follows:

1. In any remaining cases where plaintiff is deceased and no family member or other person has been designated as a proper legal representative on behalf of the deceased plaintiff's estate, Russel Beatie, Esq. shall advise defense counsel on or before the next scheduled Case Management Conference as to the status of appointment of a proper legal representative to continue prosecution of the deceased plaintiffs' claims. If no efforts have been made to appoint a proper legal representative, defense counsel may request permission to file a motion to dismiss those complaints.
2. NPC may file a motion for summary judgment on statute of limitations grounds in McInerney v. NPC, Docket No. L-369-09. The motion shall be returnable on **September 23, 2011**. If the motion is filed as a complete package (motion papers, opposition papers and reply papers), then the motion papers may be filed collectively by **September 6, 2011**. If the motion papers are filed separately, then the motion papers shall be filed as follows: initial motion papers by **August 26, 2011**; opposition motion papers by **September 9, 2011**; and reply motion papers (if any) by **September 16, 2011**.
3. Prior to the next scheduled Case Management Conference, plaintiffs' counsel in Slockish, Docket No. L-1763-09, and Carfagno, Docket No. L-705-09, shall meet and confer with the generic manufacturer defendants regarding the status of product identification and potential motion practice related to these cases.

4. The next Case Management Conference is scheduled on **August 9, 2011 @ 10:00am** in **courtroom 403**. Any joint agenda items and submissions shall be submitted to the Court by **noon** on **August 2, 2011**.



JESSICA R. MAYER, J.S.C.