

#0205  
10/25/16

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Elizabeth Hebert  
  
Plaintiff  
  
vs.  
  
Merck Sharp & Dohme Corp.  
  
Defendant.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
  
FOSAMAX LITIGATION  
  
DOCKET NO. MID-I-9578-14  
  
CIVIL ACTION CASE NO. 282  
  
**ORDER**

WHEREAS, Defendant Merck Sharp & Dohme Corp., by and through its attorneys Fox Rothschild LLP, upon notice to all interested parties, has moved before this Court for the dismissal of this matter against Defendant in this matter; and the Court having considered the papers submitted in support thereof; and for other good cause, **IT IS** on this 28<sup>th</sup> day of October, 2016, hereby **ORDERED** that the motion is granted, and all claims of Plaintiff in this case are hereby dismissed without prejudice.

Hon. Jessica R. Mayer, J.S.C.

**OPPOSED** - plaintiff's counsel  
having complied with the requirements  
A COPY OF THIS ORDER SHALL BE POSTED ONLINE BY THE COURT  
at rule 4:23-5 by notifying plaintiff  
of the pending motion and requesting  
that plaintiff contact counsel

ORDERED that counsel for the non-moving party shall serve upon his or her client in accordance with R. 4:23-5(a)(1) a copy of this Order and the notice set forth herein.  
Approved: **A**

#1037  
opposite order  
10/25/16

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*Attorneys for Plaintiff Elizabeth Hebert*

-----	)	SUPERIOR COURT OF NEW JERSEY
ELIZABETH HEBERT	)	LAW DIVISION: MIDDLESEX COUNTY
	)	
Plaintiff,	)	DOCKET NO.: MID-L-9578-14
vs.	)	
	)	CIVIL ACTION CASE NO. 282
MERCK SHARP & DOHME CORP.	)	
	)	<b>ORDER</b>
Defendant.	)	
-----	)	

This matter, having been opened to the Court on application by Weitz & Luxenberg, counsel for Plaintiff Elizabeth Hebert, an order in opposition to Defendant's Motion to Dismiss for Failure to Provide Discovery, having considered the submissions of the parties and for good cause shown.

IT IS on this 26<sup>th</sup> Day of October 2016, that <sup>Defendant's</sup> ~~the~~ motion is ~~DENIED~~ <sup>GRANTED</sup> for the reasons noted on the court's order dated 10/25/16.

  
\_\_\_\_\_  
HON. JESSICA R. MAYER, J.S.C.

**OPPOSED**