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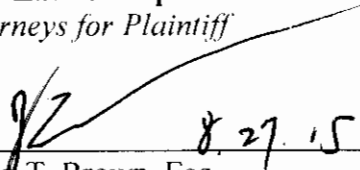
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2015 SEP 17 P 1:39  
MIDDLESEX COUNTY CIVIL DIV  
TRENTON, NJ 08646


ROGER ELLIOTT, as :  
Administrator of the Estate of : SUPERIOR COURT OF NEW JERSEY  
ANNE B. SMYTH, deceased : LAW DIVISION: MIDDLESEX COUNTY  
Plaintiff, :  
vs. : FOSAMAX LITIGATION  
Case No. 282 :  
MERCK SHARP & DOHME CORP., and : DOCKET NO.: L-7609-14  
TEVA PHARMACEUTICALS, USA :  
Defendants : **PARTIAL STIPULATION AND ORDER  
OF DISMISSAL WITH PREJUDICE  
(AS TO JAW INJURY CLAIMS ONLY)**

FILED  
OCT 2 2015

It is hereby agreed by and between counsel for the Plaintiff in the above-captioned matter, and counsel for Merck Sharp & Dohme Corp (“Merck”), that each and every claim in plaintiff’s complaint regarding allegations of osteonecrosis of the jaw and each and every claim relating to jaw or dental injuries against Merck be dismissed in their entirety, each party to bear its own costs. All claims related to femur fractures remain pending.

Plaintiff’s claims against Defendant, Teva Pharmaceuticals USA, are not dismissed by this Stipulation of Dismissal and remain pending.

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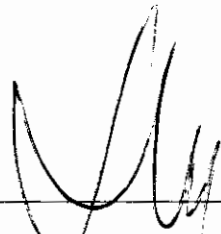
Dated:

Page Two

Re: Roger Elliott, as Administrator of the Estate of Anne B. Smyth, deceased  
Docket MID-L-7609-14

So Ordered:

Dated: 10/27/15

  
\_\_\_\_\_  
Hon. Jessica Mayer