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ROBERT O. OBERNAUER,

Plaintiff,

v.

MERCK & CO., INC. AND  
MERCK SHARP & DOHME CORP.

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 623

Case No.: L-2254-13 CM

**ORDER OF DISMISSAL  
WITHOUT PREJUDICE**

THIS MATTER having come before the Court pursuant to Case Management Order 11 and the Order entered in this matter dated September 7, 2017,

It is hereby ordered on this 13<sup>th</sup> day of November, 2017:

This matter is dismissed *without prejudice* for failure to prosecute and comply with Case Management Order 11 and the September 7, 2017 Order which required plaintiff to enter a pro se appearance or have an attorney file an entry of appearance on behalf of plaintiff by November 7, 2017.

If plaintiff fails to enter a pro se appearance or have an attorney file an entry of appearance on behalf of plaintiff within 60 days of this Order, this case will be subject to dismissal with prejudice.

  
James F. Hyland, J.S.C.