

COUGHLIN DUFFY LLP  
350 Mount Kemble Avenue  
PO Box 1917  
Morristown, New Jersey 07962-1917  
(973) 267-0058  
Attorneys for Defendants AstraZeneca LP  
and AstraZeneca Pharmaceuticals LP

**FILED**

JAN 16 2008

Judge Jamie D. Happas

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IN RE RISPERDAL/SEROQUEL/  
ZYPREXA LITIGATION

: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION: MIDDLESEX COUNTY  
:  
: Case No. 274  
:  
: CIVIL ACTION  
:  
: **ORDER APPROVING A SHORT**  
: **FORM COMMISSION PROCESS**  
:

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**THIS MATTER** having been brought before the Court pursuant to the joint application of the respective attorneys for Plaintiffs and Defendants AstraZeneca Pharmaceuticals LP and AstraZeneca LP, Janssen, L.P., Janssen Pharmaceutica Inc., and Johnson & Johnson, and Eli Lilly & Company (collectively the "Parties") for approval of a short form commission process for the issuance of out-of-state subpoenas in this litigation, and for good cause shown;

IT IS on this 16 day of January, 2008;

**ORDERED** that the Order for Commission and Commission to obtain out-of-state discovery in the form attached as Exhibit A have been approved for use in the cases centralized for management in the In Re Risperdal/Seroquel/Zyprexa Litigation, Case Code 274, Superior Court of New Jersey, Law Division, Middlesex County, and will be posted at the Court's website (<http://www.judiciary.state.nj.us/mass-tort/forms/index.htm>); and it is further

**ORDERED** that a copy of this Order shall be served upon all counsel of record in these consolidated proceedings within seven days from the date of entry.

  
\_\_\_\_\_  
Jamie D. Happas, J.S.C.

# EXHIBIT A

Clerk, Mass Tort Litigation  
Superior Court of New Jersey  
Middlesex County Courthouse  
56 Paterson Street  
New Brunswick, New Jersey 08903

Re:  
Docket No.:

Dear Sir/Madam:

Pursuant to this Court's Order Approving A Short Form Commission Process, dated \_\_\_\_\_, 2008, plaintiff / defendant \_\_\_\_\_ submits an original and two copies of a proposed Order for Commission and Commission ("Order") for the issuance of a subpoena for:

1. Name of witness, city/state, for testimony and records regarding the medical care, treatment and condition of \_\_\_\_\_.

Pursuant to this Court's Order Approving A Short Form Commission Process, if the enclosed meets with the Court's approval and no written objection is received within five (5) days, kindly enter the Order and return "filed" copies of each, bearing the Court's official seal in the enclosed envelope.

We appreciate the Court's consideration of this matter.

Respectfully submitted,

Enclosures

cc: Plaintiff's / Defendant's counsel (w/encl.)

		: SUPERIOR COURT OF NEW JERSEY
		: LAW DIVISION: MIDDLESEX COUNTY
Plaintiffs,	v.	: DOCKET NO.
		: CIVIL ACTION
Defendants.		: In Re Risperdal/Seroquel/Zyprexa Litigation
		: Case No.: 274
		: <b>ORDER FOR COMMISSION AND</b>
		: <b>COMMISSION AUTHORIZING THE</b>
		: <b>ISSUANCE OF AN OUT-OF-STATE</b>
		: <b>SUBPOENA AD TESTIFICANDUM AND</b>
		: <b>DUCES TECUM</b>

**THIS MATTER** having been opened to the Court upon application by \_\_\_\_\_, attorneys for plaintiff / defendant \_\_\_\_\_, pursuant to Rule 4:11-5 for entry of an Order compelling \_\_\_\_\_ (to produce records and documents regarding \_\_\_\_\_, if applicable and) to provide sworn testimony at deposition, and for good cause having been shown for the entry of issuance of a Commission authorizing the issuance of a deposition subpoena and the production of documents in this matter;

**IT IS on this \_\_\_\_\_ day of \_\_\_\_\_, 2008;**

**ORDERED** that the application to issue a Commission for the issuance of a subpoena compelling deposition testimony (and the production of documents; if applicable) by \_\_\_\_\_ is hereby **GRANTED**; and the following Commission is hereby issued:

**COMMISSION**

1. Plaintiff / Defendant \_\_\_\_\_ having demonstrated the need for certain information and documents to be produced in connection with the matter herein and requiring a subpoena from the Courts of the State of \_\_\_\_\_ for their production, the Superior Court of New Jersey, through the undersigned Judge, hereby respectfully commissions and solicits the assistance of the Courts of the State of \_\_\_\_\_ or such subordinate office as it may designate, to issue with due diligence to Plaintiff / Defendant \_\_\_\_\_ Subpoena *Duces Tecum* and *Ad Testificandum* in a form acceptable to the Court Rules of the State of \_\_\_\_\_ and in accordance with the customs and traditions of the Courts of the State of \_\_\_\_\_ compelling the following individual(s) to produce documents and things and give testimony: \_\_\_\_\_.

2. A copy of the Order shall be served upon all counsel of record in this action within seven days from the date of entry.

\_\_\_\_\_  
Jamie D. Happas, J.S.C.