

#545

BATHGATE, WEGENER & WOLF PC
1 Airport Road
Lakewood, New Jersey 08701
Tel: (732) 363-0666
Attorneys for Plaintiff Max Apel and Joan Apel, his wife

FILED

DEC 16 2011

JUDGE JESSICA R. MAYER

MAX APEL and JOAN APEL, his wife, :
 :
 Plaintiffs, :
 v. :
 :
 JOHNSON & JOHNSON, JOHNSON & :
 JOHNSON PHARMACEUTICAL RESEARCH & :
 DEVELOPMENT L.L.C., JANSSEN :
 PHARMACEUTICAL PRODUCTS, L.P., :
 ASTRAZENECA PHARMACEUTICALS, L.P., :
 ASTRAZENECA, L.P., SURINDERJEET :
 SANDHU, M.D., PREFERRED BEHAVIORIAL :
 HEALTH OF NEW JERSEY, INC., ABC CORP. :
 #1-25 (being fictitious names for persons or entities :
 whose roles and identities are presently unknown), :
 JOHN DOES #1-25 (being fictitious names for :
 persons or entities whose roles and identities are :
 presently unknown), :
 Defendant(s). :

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
DOCKET NO.: MID-L-010623-09 MT

Civil Action
(Medical Malpractice)
and
(Product Liability)

**(IN RE RISPERDAL/SEROQUEL
/ZYPREXA LITIGATION 274)**

ORDER

THIS MATTER having been opened to the Court upon the application of Bathgate, Wegener & Wolf, P.C., attorneys for Plaintiffs Max Apel and Joan Apel for an Order seeking leave to file a Third Amended Complaint to add and/or substitute fictitiously named party defendants pursuant to R. 4:9-1, R. 4:9-3 and/or R. 4:26-4; and the Court having considered the moving papers ~~and any opposition filed thereto~~; and for good cause shown


IT IS on this 16th day of December of 2011;

ORDERED that Plaintiffs' motion be and is hereby **GRANTED**; and it is further

ORDERED that Plaintiffs be and are hereby **PERMITTED LEAVE TO FILE AND SERVE A THIRD AMENDED COMPLAINT** within twenty (20) days of the date of this

order to add and/or substitute Kimball Medical Center, Kimball Northeast Short Term Care Unit and Sirajuddin Ismail, M.D. as defendants; and it is further

ORDERED that a copy of this Order shall be ^{listed on line} listed by the court for all counsel of record within 7 days of the date hereof.



JESSICA R. MAYER, J.S.C.

Opposed Unopposed

PAPERS CONSIDERED:

- Notice of Motion
- Movant's Affidavits
- Movant's Brief
- Answering Affidavits
- Answering Brief
- Cross-Motion
- Movant's Reply
- Other _____

UNOPPOSED

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R. 1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."