

#926
1-22-10

McCARTER & ENGLISH, LLP
Four Gateway Center
100 Mulberry Street
P.O. Box 652
Newark, New Jersey 07101-0652
(973) 622-4444

*Attorneys for Defendants
Astrazeneca Pharmaceuticals LP,
Astrazeneca LP, Astra USA Inc., Zeneca
Inc., and KBI Sub Inc.*

FILED
JAN 22 2010
JUDGE JESSICA R. MAYER

RAY CARNES AS PROPOSED
ADMINISTRATOR OF THE ESTATE OF
BOBBIE BIGFORD, DECEASED,

Plaintiff,

v.

ASTRAZENECA PHARMACEUTICALS
LP; ASTRAZENECA LP; ASTRA USA,
INC.; KBI SUB, INC.; ZENECA, INC.;
ASTRA USA HOLDINGS
CORPORATION; ASTRAZENECA, AB;
ASTRAZENECA, PLC; and
ASTRAZENECA, UK LIMITED; JOHN
DOE(S) 1 THROUGH 20; AND JANE
DOE(S) 1 THROUGH 20,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-3734-09

CIVIL ACTION

In Re Risperdal/Seroquel/Zyprexa Litigation
Case No. 274

**ORDER OF DISMISSAL OF PLAINTIFF'S
COMPLAINT WITH PREJUDICE FOR
FAILURE TO SERVE A MATERIALLY
COMPLETED LONG FORM PLAINTIFF
FACT SHEET PURSUANT TO CASE
MANAGEMENT ORDER NOS. 4, 4A, 16,
AND 22, AND THE NOVEMBER 6, 2009
ORDER OF THE COURT.**

THIS MATTER having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Astra USA, Inc., Zeneca Inc., and KBI Sub Inc. (collectively "AstraZeneca") to dismiss the Plaintiff's Complaint with prejudice for failure to serve a Completed Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4 ("CMO 4"), Case Management Order No. 4A ("CMO 4A"), Case Management Order No. 16 ("CMO 16"), and Case Management Order No. 22 ("CMO 22"); and such dismissal with prejudice

being authorized by R. 4:23-5(a)(2); the Court having considered the papers submitted, and for good cause shown;

IT IS on this 22nd day of January, 2010;

ORDERED that AstraZeneca's motion be and hereby is **GRANTED**.

AND IT IS FURTHER ORDERED that the Plaintiff's Complaint be and hereby is **DISMISSED WITH PREJUDICE** as to all parties - whether served or unserved;

AND IT IS FURTHER ORDERED that a signed copy of this Order be posted for all counsel within seven (7) days of the date hereof;

AND IT IS FURTHER ORDERED that upon being served with the within order of dismissal with prejudice, Plaintiff's counsel shall forthwith serve a copy of this order upon the Plaintiff by regular and certified mail, return receipt requested.



Jessica R. Mayer, J.S.C.

_____ Unopposed

_____ Opposed

Plaintiff's counsel having complied with the requirement of R. 4:23-5(a)(2).

Dated:

OPPOSED

On this date, pursuant to R. 1:6-2
The court's statement of reasons
have been set forth on the record.