

920
1-22

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, Zeneca, Inc., Astra
USA Inc. and KBI Sub Inc.*

FILED
JAN 29 2009
JUDGE JESSICA R. MAYSR

JOHN PHILLIP DITTMAN,

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
DOES NO(S) 1 THROUGH 20; and JANE
DOES NO(S) 1 THROUGH 20,

Defendants.

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: MIDDLESEX COUNTY
:
: DOCKET NO. MID-L-2048-07
:
: CIVIL ACTION
:
: In Re Risperdal/Seroquel/Zyprexa Litigation
: Case No. 274
:
: **ORDER OF DISMISSAL OF PLAINTIFF'S
: AMENDED COMPLAINT WITH
: PREJUDICE FOR FAILURE TO SERVE A
: 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, Zeneca, Inc., Astra USA Inc. and KBI Sub Inc. (collectively "AstraZeneca") to dismiss the Plaintiff's Amended 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;

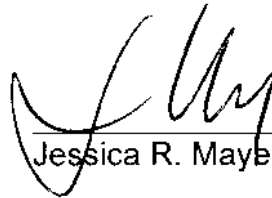
IT IS on this 22nd day of January, 2010;

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 requirements of R. 4:23-5(a)(2)

Dated: