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AstraZeneca Pharmaceuticals LP,  
AstraZeneca LP, and KBI Sub Inc.*

**FILED**  
MAY 23 2010  
JUDGE JESSICA R. MAYER

THOMAS S. FROMOSKY, JR.

Plaintiff,

v.

ASTRAZENECA PHARMACEUTICALS  
L.P.; KBI SUB INC.; ASTRAZENECA,  
L.P.; and JOHN DOE Nos. 1 through 10  
and JANE DOE Nos. 1 through 10,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-7823-09

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 28, AND THE MARCH 5, 2010  
ORDER OF THE COURT.**

**THIS MATTER** having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP and KBI Sub Inc. (collectively "AstraZeneca"), to dismiss the Plaintiff's Complaint with Prejudice for failure to serve a Materially 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. 28 ("CMO 28"); and such dismissal with prejudice being authorized by R. 4:23-5(a)(2); the Court having considered the papers submitted *and the arguments of counsel* and for good cause shown;

IT IS on this 28th day of May, 2010;

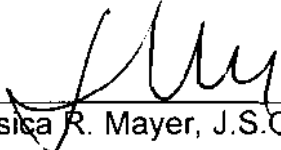
ORDERED that AstraZeneca's motion be and hereby is **GRANTED**.

**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.

**UNOPPOSED**

  
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Jessica R. Mayer, J.S.C.

  X   Unopposed - Plaintiff's counsel have complied with the requirements of R. 4:23-5(a).  
       Opposed

Dated: May 28, 2010

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