

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. MINER

DONALD LLOYD,  
  
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-2053-07

: 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 22<sup>nd</sup> 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:

**OPPOSED**

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