

**FILED**

**MAY 07 2009**

Judge Jamie D. Happas

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

**IN RE: RISPERDAL / SEROQUEL /  
ZYPREXA LITIGATION**

-----  
**APPLICABLE TO ALL CASES**

**CIVIL ACTION**

**Case Code: 274**

**CASE MANAGEMENT ORDER No. 16**


**THIS MATTER** having come before the Court on April 28, 2009 concerning the case management of all pending New Jersey state cases in the above-captioned litigation, and good cause having been shown;

**IT IS** on this 7 day of May, 2009 *effective from the conference date;*

**ORDERED** as follows:

1. The parties have agreed that the following two matters: Matheny (L-835-07) and Provost (L-1769-07) should be removed from the AstraZeneca bellwether pool; thus, these cases are hereby removed from the first AstraZeneca bellwether group.
2. As to the following cases: Williams (L-10595-08); Pickering (L-10557-08); Shawky (L-10573-08); Lambert (L-15-09); Stewart (L-76-09); Turner (L-10927-08); Wulf (L-10940-08); Griffey (L-9565-08); Rainey (L-9642-08); Robinson (L-9536-08); Salazar (L-9655-08); Vaughn (L-9539-08), motions to dismiss for failure to provide completed Short Form PFSs with authorizations and/or acknowledgments may be filed. As to Griffey and Vaughn, plaintiff shall have an additional two weeks to cure any deficiencies.
3. As to Georges Gharabawi, counsel for Janssen shall advise plaintiffs' counsel within 7 days whether Mr. Gharabawi's current employer, Hoffman-LaRoche, will produce him voluntarily for a deposition. If Mr. Gharabawi's deposition cannot be scheduled through counsel for Janssen, plaintiffs' counsel may contact Mr. Gharabawi directly to schedule this deposition.

4. As to Marielle Eerdekens and Ivo Caers, counsel for Janssen shall advise plaintiffs' counsel within 14 days whether custodial files exist, the number of pages of any such files, and whether a prohibition exists under Belgian law as to production of such custodial files. Plaintiffs' counsel shall be allowed to conduct a deposition of a Janssen corporate designee / records custodian as to how the Janseen document collection and production was performed, including records of Belgian employees. If the parties cannot amicably resolve this issue, a motion may be filed.
5. The May 22, 2009 deadline for Janssen company witness depositions is extended as to the depositions of Georges Gharabawi, Marielle Eerdekens, Ivo Caers, and a Janssen records custodian (see paragraph 4).
6. Long Form Plaintiff Fact Sheets ("PFSs") shall be served for all Group 5 plaintiffs by **August 10, 2009**.
7. Long Form Plaintiff Fact Sheets ("PFSs") shall be served for all Group 6 plaintiffs by **September 25, 2009**.
8. Long Form Plaintiff Fact Sheets ("PFSs") shall be served for all Group 7 plaintiffs by **November 10, 2009**.
9. Long Form Plaintiff Fact Sheets ("PFSs") shall be served for all Group 8 plaintiffs by **December 28, 2009**.
10. The service of Long Form Plaintiff Fact Sheets ("PFSs") for plaintiffs in Groups 9 – 21 will be set by the Court upon receipt of the group consolidations from counsel.
11. For all cases filed as of the date of this Order, plaintiffs' counsel shall serve Long Form Plaintiff Fact Sheets **within 60 days** of the filing of the Complaint along with accompanying Acknowledgement, Authorizations and releases for medical and other records, and psychotherapy notes (previously agreed upon to by the parties and attached as Exhibits B and C to the Short Form Plaintiff Fact Sheet).
12. The next Case Management Conference is scheduled on **May 27, 2009 @ 10:00am**. Any joint agenda items and submissions shall be submitted to the Court by noon on **May 19, 2009**.

  
JAMIE D. HADDAS, J.S.C.