

# 076

**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. and  
KBI Sub Inc.*

**FILED**

**MAR 20 2009**

Judge Jamie D. Haggas

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MICHAEL V. LUJAN,  
  
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.

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: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION: MIDDLESEX COUNTY  
:  
: DOCKET NO. MID-L-4234-08-MT  
:  
: CIVIL ACTION  
:  
: In Re Risperdal/Seroquel/Zyprexa Litigation  
: Case No. 274  
:  
: **ORDER OF DISMISSAL OF PLAINTIFF'S**  
: **COMPLAINT WITH PREJUDICE**  
: **PURSUANT TO CASE MANAGEMENT**  
: **ORDER NOS. 4 and 4A.**  
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:  
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**THIS MATTER** having been brought before the Court by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Zeneca Inc., KBI Sub Inc., and Astra USA, Inc. (collectively "AstraZeneca") to dismiss plaintiff's Complaint with prejudice as authorized by Case Management Order No. 4A ("CMO 4A"), § II.H.2.; and an Order of Dismissal Without Prejudice having been entered by this Court on October 17, 2008; and the Court having considered the papers submitted, and for good cause shown;

IT IS on this 20 day of March, 2009;

**ORDERED** that AstraZeneca's motion is hereby **GRANTED** and that plaintiff's Complaint is **DISMISSED WITH PREJUDICE** as to all parties - served and unserved - pursuant to CMO 4, § II.G, and CMO 4A, § II.H.2 and it is further

**ORDERED** that a signed copy of this Order be served on 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 on the plaintiff by regular and certified mail, return receipt requested.

  
\_\_\_\_\_  
Jamie D. Happas, J.S.C.

  X   Unopposed  
\_\_\_\_\_ Opposed

Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.

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