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Attorneys for Defendants AstraZeneca Pharmaceuticals LP

AstraZeneca LP, Zeneca Inc., Astra USA, Inc. and KBI Sub Inc.

FILED

JUN 24 2009

Judge Jamie D. ...

CHRIS TATE,

Plaintiff,

vs.

ASTRAZENECA PHARMACEUTICALS LP,
 ASTRAZENECA LP, ASTRA USA, INC., KBI
 SUB INC., ZENECA, INC., ASTRA USA
 HOLDINGS CORPORATION, JOHN DOE(S) 1
 through 20 and JANE DOE(S) 1 through 20,

Defendants.

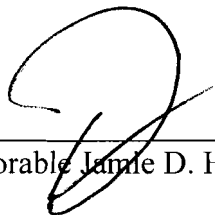
: SUPERIOR COURT OF NEW JERSEY
 : LAW DIVISION: MIDDLESEX COUNTY
 :
 :
 : DOCKET NO.: MID-L-1608-07-MT
 :
 : CIVIL ACTION
 :
 : In Re Risperdal/Seroquel/Zyprexa Litigation
 : Case No. 274

CONSENT ORDER

THIS MATTER having been presented to the Court at the May 27, 2009 Case Management Conference, and counsel for the parties having represented to the Court that the parties have met and conferred regarding the choice of law to be applied to the issues to be decided in this action; and the parties having consented hereto; and good cause appearing;

IT IS on this 24 day of June, 2009, **ORDERED**:

1. That solely for the purposes of this case, and without prejudice to choice-of-law issues governing any other cases, the state-law claims in this case will be governed by Kentucky law and the evidentiary and procedural law of New Jersey; *the parties consent to and agree to waive their right to appeal as to this issue*
2. That this Consent Order is entered without prejudice to the parties' rights to take and argue different positions regarding choice of law in other cases pending before this Court, or elsewhere.
3. That notwithstanding the agreement to apply Kentucky law to the state law claims in this action, plaintiffs contend and reserve the right to argue that New Jersey law is to be applied with respect to any motion by defendants seeking dismissal of this action on the grounds that it is time-barred.
4. That this Consent Order may be signed in multiple counterparts, and the separate signature pages executed by the Parties may be combined to create a document binding on all Parties and together shall constitute one and the same instrument.
5. That McCarter and English LLP shall serve a copy of this Order on all Counsel within 7 days of the entry of this Order.



Honorable Jamle D. Happas, J.S.C.

We hereby consent to the form and entry of this Order.

Weitz & Luxenberg P.C.
Attorneys for Plaintiff Chris Tate

By: CR

Dated: 6/4/09

McCarter & English, LLP
Attorneys for Defendants
AstraZeneca Pharmaceuticals LP, AstraZeneca
LP, Zeneca Inc., Astra USA, Inc. and KBI Sub
Inc.

By: [Signature]

Dated: 6/5/09