

DRINKER BIDDLE & REATH LLP  
A Delaware Limited Liability Partnership  
500 Campus Drive  
Florham Park, New Jersey 07932-1047  
(973) 360-1100  
Attorneys for Defendants  
Ortho-McNeil-Janssen Pharmaceuticals, Inc.  
(f/k/a Janssen Pharmaceutica Inc.) and  
Johnson & Johnson

**FILED**

SEP 11 2009

JUDGE JESSICA R. MAYER

**DENIED\***

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IN RE: RISPERDAL/SEROQUEL/  
ZYPREXA LITIGATION

: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION : MIDDLESEX COUNTY

:  
: CASE NO. 274

:  
: CIVIL ACTION

THIS ORDER APPLIES TO :

:  
: *West v. Johnson & Johnson, et al.*, Docket No. :  
: MID-L-9107-06-MT

:  
: **ORDER**

:  
: **RETURN DATE: September 11, 2009**  
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**THIS MATTER** having been brought before the Court by Drinker Biddle & Reath LLP, attorneys for Defendants Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.)<sup>1</sup> and Johnson & Johnson, to dismiss Plaintiff's Complaint for failure to serve a Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4A ("CMO 4A"), § III. D-E; such dismissals being authorized by CMO 4A; the Court having considered the papers submitted; ~~and the Court having heard the arguments of counsel, if any;~~ and for good cause shown;

IT IS ON THIS 11<sup>th</sup> day of September, 2009;

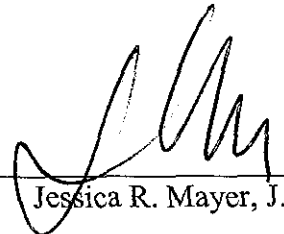
<sup>1</sup> Janssen L.P. has been canceled.

\*denied without prejudice  
because permission to file  
was not granted prior to filing.

**ORDERED** that Defendants' motion is hereby **GRANTED** and that the above-captioned Complaint is **DISMISSED** without prejudice against Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Johnson & Johnson, who were erroneously designated in the Complaint as Janssen Pharmaceutica, Inc., Janssen Pharmaceutica, L.P., and Johnson & Johnson Company pursuant to CMO 4A; and it is further

**ORDERED** that, in the event that plaintiff fails to vacate this Order on or before 60 days, Defendants may move for an Order of Dismissal with prejudice pursuant to the procedure set forth in R. 4:23-5(a)(2); and it is further

**ORDERED** that a signed copy of this Order be served on all counsel within 7 days of the date hereof.



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Jessica R. Mayer, J.S.C.

Unopposed

Opposed

**DENIED**