

DRINKER BIDDLE & REATH LLP
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Attorneys for Defendants
Johnson & Johnson and Janssen Pharmaceutica Inc.

FILED

APR 12 2004

JUDGE MARINA CORODEMUS

GAINES PHILLIPS,

Plaintiffs,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION : MIDDLESEX COUNTY
DOCKET NO. MT-L-10516-01

CIVIL ACTION

v.

JOHNSON & JOHNSON COMPANY and
JANSSEN PHARMACEUTICA INC.,

New Jersey Propulsid Litigation
Case Code 247

Defendants.

**ORDER GRANTING DEFENDANTS'
MOTION TO DISMISS FOR FAILURE
TO COMPLY WITH THE COURT'S
FEBRUARY 24, 2004 ORDER**

THIS MATTER having been opened to the Court by Drinker Biddle & Reath LLP, attorneys for defendants Janssen Pharmaceutica Inc. and Johnson & Johnson, for an Order dismissing plaintiff's Complaint With Prejudice for Failure to Comply with the Court's February 24, 2004 Order, and for good cause shown,

IT IS on this 12 day of April, 2004

ORDERED as follows:

1. Defendants' motion to dismiss for failure to comply with the Court's February 24, 2004 Order is hereby granted.

2. Plaintiff's Complaint is hereby dismissed With Prejudice based on based on plaintiff's failure to comply with the Court's February 24, 2004 Order.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

Mass Tort

Docket No: L 10516-01 MT
Case CODE 247
CIVIL ACTION

Gaines Phillips

Plaintiff(s)

ORDER OF DISPOSITION

FILED

APR 12 2004

JUDGE MARINA CORODEMUS

vs.

Defendant(s)

Johnson & Johnson Company and Janssen Pharmaceutica Inc.

IT IS on this 12 day of April 2004.

ORDERED that this matter is hereby dismissed/disposed due to the following:

- | | |
|--|---|
| <input type="checkbox"/> 04 Partially tried | <input type="checkbox"/> 23 Settled before trial |
| <input type="checkbox"/> 05 Tried to Completion w/jury | <input type="checkbox"/> 24 Settled while scheduled for trial |
| <input type="checkbox"/> 07 Tried to Completion w/o jury | <input type="checkbox"/> 25 Settled while scheduled for Arbitration |
| <input type="checkbox"/> 08 Default | <input type="checkbox"/> 26 Settled while scheduled for other CDR |
| <input type="checkbox"/> 09 Summary Judgment | <input type="checkbox"/> 27 Settled Friendly Hearing |
| <input checked="" type="checkbox"/> 10 Dismissed w/prejudice | <input type="checkbox"/> 28 Settled by other CDR |
| <input type="checkbox"/> 12 Dismissed w/o prejudice | <input type="checkbox"/> 29 Settled by Conference with Judge |
| <input type="checkbox"/> 18 Reinstated | <input type="checkbox"/> 82 Default Judgment/Proof Hearing Completed |
| <input type="checkbox"/> 30 Voluntary Dismissal | <input type="checkbox"/> <u>Other - (Specify)</u>
Settled by conference with Special Master/Mediator |

IT IS FURTHER ORDERED that this dismissal shall apply to any defendant which is in bankruptcy as of the date of this Order on the condition that any party may move to reinstate a claim against such defendants when the bankruptcy stay is lifted.

IT IS FURTHER ORDERED that plaintiff's counsel shall circulate a copy of this Order upon all defendants in this matter within *ten* (10) days of the above date.

Marina Corodemus

3. A copy of this Order shall be served on all counsel of record within 7 days of the date hereof.

Marina Corodemus

Honorable Marina Corodemus, J.S.C.

This motion was:

Opposed
 Unopposed