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FILED

JAN 28 2009

Carol E. Higbee, P.J.Cv.

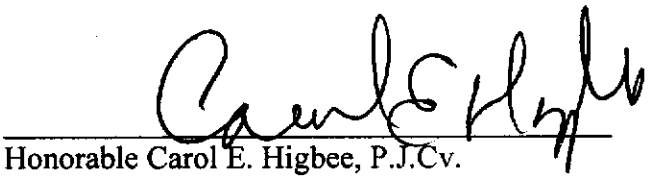
	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ATLANTIC COUNTY MASTER DOCKET NO.: ATL-L-3517-08 MT
IN RE: BRISTOL-MYERS SQUIBB ENVIRONMENTAL CONTAMINATION LITIGATION	CASE NO. 281 Civil Action **ORDER**
APPLICABLE TO ALL CASES IDENTIFIED ON THE ATTACHED SCHEDULE A	

This matter having been opened to the Court by Sedgwick, Detert, Moran & Arnold LLP, attorneys for defendant Bristol-Myers Squibb Company, seeking an Order dismissing the wrongful death act claims of the plaintiffs identified on the attached Schedule A with prejudice for a failure to state a claim for which relief can be granted; and the Court having considered the motion papers submitted and the arguments of counsel on December 10, 2008, and good cause having been shown:

IT IS on this 28 day of Jan, 2009,

ORDERED that defendant's motion to dismiss the wrongful death act claims is denied without prejudice; and it is further

ORDERED that a copy of this Order shall be served on all parties within seven (7) days of the date hereof.



Honorable Carol E. Higbee, P.J.Cv.

_XX_ Opposed

____ Unopposed

SCHEDULE A

	CASE NAME	DOCKET NO.
1	CINDY JOHNSON, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF VANESSA WRIGHT JENNINGS COOK	ATL-L-3824-08
2	ESTHER B. WHITEHEAD, ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF DONALD WHITEHEAD	ATL-L-3829-08
3	LUCY WRIGHT, ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE HERBERT WRIGHT	ATL-L-3832-08
4	WARREN RUSHING, III ADMINISTRATOR AND ADMINISTRATOR AD PROSEQUENDUM FOR THE HEIRS AT LAW OF THE ESTATE OF WARREN RUSHING, SR.	ATL-L-3834-08
5	VERONICA JACKSON DAVILA, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF FRED JACKSON	ATL-L-3836-08
6	MARCEL BERRIAN as ADMINISTRATOR and ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF MORRIS BERRIAN	ATL-L-3873-08
7	FANNIE HOLMES AS ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE ROOSEVELT PRICE	ATL-L-3842-08
8	BRUCE BROOKS as ADMINISTRATOR and ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF BARBARA BROOKS WALKER	ATL-L-3845-08
9	JANICE BAIN as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE JOHNNIE SAMUEL MILLER	ATL-L-3849-08
10	ROBERT NIKOVICS ADMINISTRATOR and ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF MARY FRANCES CELONA-NIKOVICS	ATL-L-3850-08
11	JAMES PATTON as ADMINISTRATOR AND ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF WILLIAM PATTON	ATL-L-3851-08
12	STEVEN SCOTT, ADMINISTRATOR and ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF ELMIRA SCOTT	ATL-L-3852-08
13	ANGIE SEAMAN, ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM FOR THE HEIRS AT LAW OF THE ESTATE OF JOSEPH SAIA	ATL-L-3856-08
14	WILLIAM BARROOD, as Administrator Ad Prosequendum for the heirs at law of JOHN A. BARROOD, deceased, as Administrator of the Estate of JOHN A. BARROOD and individually	ATL-L-3862-08
15	STACEY PORTER as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF GLENNIE MAE PORTER	ATL-L-3864-08
16	IDELLA COOKE, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE DAVID G. COOKE	ATL-L-3865-08

17	MARIE BOWLER as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE EDWARD J. BARROOD	ATL-L-3872-08
18	TOM BRANTLEY, JR., ADMINISTRATOR AND ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF GALENA BRANTLEY	ATL-L-3874-08
19	ELOISE BYRD JACOBS, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF JOSEPH BYRD	ATL-L-3878-08
20	CONNIE PHIPPS as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF CORINNE PHIPPS	ATL-L-3879-08
21	CONNIE PHIPPS as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE CHARLES PHIPPS	ATL-L-3893-08
22	ALFRIEDA PHILLIPS, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF VEADA PITTMAN	ATL-L-3894-08
23	ELOISE BYRD JACOBS, ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF JOHNNIE LEE JACOBS	ATL-L-3899-08
24	ROBIN GLOVER-SCHENCK as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE ROSELYN BROWN GLOVER	ATL-L-3902-08
25	LUELLA CRAWFORD, ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF KENNETH PITTMAN	ATL-L-3911-08
26	JOHN WALLACE MANDEVILLE, ADMINISTRATOR and ADMINISTRATOR AD PROSEQUENDUM OF THE ESTATE OF CUMI MANDEVILLE	ATL-L-3912-08
27	ALFRIEDA PHILLIPS as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF WILLIAM SCOTT PITTMAN	ATL-L-3915-08
28	STACEY PORTER as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF WILL H. PORTER, SR.	ATL-L-3917-08
29	FANNIE HOLMES as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE VERTIA MAE PRICE	ATL-L-3918-08
30	BRENDA SUBER ALLEN as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE LACERINE SUBER	ATL-L-3928-08
31	VICTORIA CRUSE ABDUS SALAAM, AS ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF GOLDIE THOMAS	ATL-L-3929-08
32	ROSA MAE FLEMING as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF JAMES FLEMING	ATL-L-3934-08
33	EDNA JENNINGS as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF LAWRENCE JENNINGS a/k/a HINTON JENNINGS	ATL-L-3936-08
34	DEBORAH CELEY as ADMINISTRATRIX and ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE HOVER CELEY	ATL-L-3943-08