

[Attorney's Name]
[Attorney's Address]
[Attorney's Phone Number]
[Attorney for _____]

Plaintiff

vs.

MERCK SHARP & DOHME CORP.,

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ATLANTIC COUNTY

DOCKET NO. ATL-L-

IN RE: FOSAMAX LITIGATION

CASE CODE: 282

CIVIL ACTION

**ORDER COMMISSION
AND COMMISSION AUTHORIZING
THE ISSUANCE OF AN OUT-OF-STATE
SUBPOENA AD TESTIFICANDUM AND
DUCES TECUM**

THIS MATTER having been opened to the Court upon application by _____
Attorneys for _____ pursuant to Rule 4:11-5 for entry of an Order compelling the
_____ to produce records and documents regarding _____
_____, and to provide sworn testimony at deposition regarding those
records and documents, and for good cause having been shown for the entry of issuance of a
Commission authorizing the issuance of a deposition subpoena and the production of documents in this
matter;

IT IS ON this _____ day of _____, 2010,

ORDERED that:

1. the application to issue a Commission for the issuance of a subpoena compelling
deposition testimony and the production of documents by _____

regarding _____ is hereby granted; and the following Commission is hereby issued:

COMMISSION

_____ having demonstrated the need for certain information and documents to be produced in connection with the matter herein and requiring a subpoena from the Courts of the State of _____ for their production, the Superior Court of New Jersey, through the undersigned Judge, hereby respectfully commissions and solicits the assistance of the Courts of the State of _____, or such subordinate office as it may designate, to issue with due diligence to _____ Subpoenas Duces Tecum and Ad Testificandum in a form acceptable to the Court Rules of the State of _____, and in accordance with the customs and traditions of the Courts of the State of _____, compelling the following individual(s) to produce documents and things and give testimony: _____
_____.

2. A copy of the Order shall be served upon all counsel of record in this action within seven (7) days from the date of entry.

Carol E. Higbee, P.J.Cv.