

FILED

June 2, 2025

HON. BRUCE J. KAPLAN, P.J.Cv.

Eileen Oakes Muskett, Esquire
Attorney ID No. 020731994
FOX ROTHSCHILD LLP
Midtown Building, Suite 400
1301 Atlantic Avenue
Atlantic City, NJ 08401
T: (609) 348-4515 F: (609) 348-6834
emuskett@foxrothschild.com
*Attorneys for Defendants Merck & Co., Inc.
and Merck Sharp & Dohme LLC*

In Re: Fosamax® Litigation

APPLICABLE TO ALL CASES ON THE
ATTACHED EXHIBIT LIST

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

MCL No. 282

MASTER DOCKET NO. MID-L-007153-14

**ORDER: DISMISSAL WITHOUT
PREJUDICE**

THIS MATTER, having been brought before the Court by Eileen Oaks Muskett, Esquire, of Fox Rothschild LLP, attorney for Defendant Merck Sharp & Dohme Corp, seeking an order dismissing without prejudice the Complaints of the Plaintiffs enumerated on the attached “Case List”, and the Court having read and considered the papers submitted in this matter, and for good cause having been shown;

IT IS on this 2nd day of June, 2025;

ORDERED Defendant’s Motion to Dismiss the claims of all Plaintiff’s on the case list attached without prejudice is hereby **GRANTED**; and it is further

ORDERED that should Plaintiffs in Exhibit A fail to provide certifications in accordance with the February 10, 2025 Case Management Order and the April 22, 2025 Case Management Order and seek reinstatement of their case within sixty (60) days of this Order, then a motion to dismiss with prejudice may be filed; and it is further

ORDERED that service of this Order shall be deemed effectuated upon all parties upon its upload to eCourts. Pursuant to Rule 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the date of this Order.

/s/ Bruce J. Kaplan

The Honorable Bruce J. Kaplan, P.J.Cv.

UNOPPOSED

Having reviewed the within motion, this Court finds it to be meritorious on its face and is unopposed. Pursuant to R. 1:6-2, it therefore will be granted in part essentially for the reasons set forth in the moving papers.

EXHIBIT A – NO RESPONSE REGARDING PLAINTIFF CERTIFICATIONS

Plaintiff	Plaintiff Firm	Case No.
Fer, Carole Ann	Aaron M. Levine & Associates	L-8843-14
Healy, Betty	Anapol Schwartz	L-7560-14
Hollander, Marlene	Anapol Schwartz	L-7570-14
Mazza, Eleanor	Anapol Schwartz	L-8252-14
Nolte, Goldie	Anapol Schwartz	L-8262-14
Rosenbrock, Eleanor	Anapol Schwartz	L-6703-14
Shafer, Emilie	Anapol Schwartz	L-8434-14
Smith, Karen A.	Anapol Schwartz	L-8441-14
Barnes, Doretha	Aylstock, Witkin, Kreis & Overholtz	L-8789-14
Bruckner, Carlene	Aylstock, Witkin, Kreis & Overholtz	L-5437-15
Corpuz, Ardelina	Aylstock, Witkin, Kreis & Overholtz	L-6897-14
Cox, Margaret	Aylstock, Witkin, Kreis & Overholtz	L-8390-14
Dixon, Debra Kay	Aylstock, Witkin, Kreis & Overholtz	L-7137-14
Hammaker, Phyllis	Aylstock, Witkin, Kreis & Overholtz	L-8331-14
Hammes, Robert	Aylstock, Witkin, Kreis & Overholtz	L-8919-14
Henriques, Amelia	Aylstock, Witkin, Kreis & Overholtz	L-6748-14
Kao, Huei	Aylstock, Witkin, Kreis & Overholtz	L-7992-14
Keel, Doris Ayers	Aylstock, Witkin, Kreis & Overholtz	L-6742-14
Keen, Sandra	Aylstock, Witkin, Kreis & Overholtz	L-7263-14
Lau, Mary	Aylstock, Witkin, Kreis & Overholtz	L-864-15
Lovin, Elsie	Aylstock, Witkin, Kreis & Overholtz	L-8387-14
Scherkenbach, Bonnie	Aylstock, Witkin, Kreis & Overholtz	L-6839-14
Skrober, Judith	Aylstock, Witkin, Kreis & Overholtz	L-7564-14
Knox, Patricia A.	Beasley Allen	L-8840-14
Viker, Rhoda	Beasley Allen	L-8474-14
Friedman, Janet	Bern Ripka LLP	L-8649-14
Gray, Christine	Bern Ripka LLP	L-8975-14
Kicinski, Maria	Bern Ripka LLP	L-8100-14
Klassen, Betty	Bern Ripka LLP	L-8672-14

Plaintiff	Plaintiff Firm	Case No.
Kolb, Barbara	Bern Ripka LLP	L-8265-14
Latham, Rosemary	Bern Ripka LLP	L-8062-14
Licht, Ruby I.	Bern Ripka LLP	L-8822-14
Miller, Orvilene	Bern Ripka LLP	L-9227-14
Rubin, Karen N.	Bern Ripka LLP	L-7548-14
Tomasulo, Ellen	Bern Ripka LLP	L-7328-14
Klotzbach, Norma	Cellino & Barnes, PC	L-7838-14
Berold, Shirley	Cory Watson	L-7943-14
Crow, Marilyn	Cory Watson	L-7947-14
Douglass, Beverly	Cory Watson	L-8639-14
Heaton, Linda	Cory Watson	L-7027-14
Maloney, Miriam	Cory Watson	L-1161-15
McCloskey, Mary Dyanne	Cory Watson	L-7187-14
Orme, Sharon	Cory Watson	L-9707-14
Sinicrope, Joan	Cory Watson	L-7819-14
Ashley, Stella	D'Arcy Johnson Day, P.C.	L-7742-14
Dukeminier, Jamie	D'Arcy Johnson Day, P.C.	L-8487-14
Brown, Harriet	Davis, Saperstein & Salomon, P.C.	L-8656-14
Alford, Myles	Douglas & London	L-9103-14
Karim, Zarina	Douglas & London	L-9341-14
Metz, Maurine	Douglas & London	L-7290-14
Mills, Sherrie	Douglas & London	L-7556-14
Woods, Joann	Douglas & London	L-9260-14
Lopez, Paula	German Rubenstein LLP	L-3791-15
Gorman, Virginia	Goza & Honnold, LLC	L-7847-14
Smyth, Anne B.	JTB Group f/k/a Blau & Leonard, LLC	L-7609-14
Slattery, Sally	Lanier Law Firm	L-9724-14
Kossoff, Marion	Levin Papantonio	L-7587-14
Reitenbach, Sisun	Levin Papantonio	L-7496-14
Johnson, Jana F.	Lieff Cabraser Heimann & Bernstein LLP	L-8716-14
Kuska, Danielle	Lieff Cabraser Heimann & Bernstein LLP	L-3023-17

Plaintiff	Plaintiff Firm	Case No.
Burlingame, Donna Luellen	Locks Law Firm LLC	L-8868-14
Cane, Linda	Locks Law Firm LLC	L-9146-14
Green, Patricia Ann	Locks Law Firm LLC	L-7289-14
Jaskol, Elaine Shein	Locks Law Firm LLC	L-7154-14
Ott, Theresa K.	Locks Law Firm LLC	L-6919-14
Owenby, Constance Parker	Locks Law Firm LLC	L-8897-14
Ravalli, Patricia	Locks Law Firm LLC	L-8215-14
Rich, Steven Joel	Locks Law Firm LLC	L-8892-14
Rohde, Bernadette	Locks Law Firm LLC	L-8430-14
Carter, Quree P.	Lopez McHugh	L-7065-14
Chastain, Mary	Lopez McHugh	L-8066-14
Dinnerman, Annis	Lopez McHugh	L-6927-14
Turley, Arlene	Lopez McHugh	L-7266-14
Gonzalez, Eugenia	Matthews & Associates	L-7014-14
Brooks, Lorraine	Morelli Allers Ratner	L-7488-14
Grossberger, Vickie	Morelli Allers Ratner	L-7188-14
Boyd, Patricia	Motley Rice	L-10906-14
Harvey, Emma B.	Motley Rice	L-6828-14
Koebel, Maureen	Motley Rice	L-9608-14
Francis, Stella	Napoli Shkolnik LLP	L-7513-14
Berkowsky, Reisha	Oshman & Mirisola	L-6970-14
Brown, Joann C.	Oshman & Mirisola	L-8302-14
Burkhardt, Amber	Oshman & Mirisola	L-8131-14
Cappiello, Deborah	Oshman & Mirisola	L-7149-14
Chalmers, Anna Lynn	Oshman & Mirisola	L-7938-14
Cuomo, Barbara	Oshman & Mirisola	L-8194-14
DeBacco, Jane O.	Oshman & Mirisola	L-7783-14
Edson, Marilyn	Oshman & Mirisola	L-8312-14
Esposito, DeLanna	Oshman & Mirisola	L-7196-14
Fleury, Barbara	Oshman & Mirisola	L-7450-14
Jimenez-Howe, Maria Angelica	Oshman & Mirisola	L-8984-14

Plaintiff	Plaintiff Firm	Case No.
Jones, Gwyndolyn C.	Oshman & Mirisola	L-7914-14
Jurs, Carol Jean	Oshman & Mirisola	L-8820-14
Kotlyar, Dahlia	Oshman & Mirisola	L-7682-14
Lanter, Orrel J.	Oshman & Mirisola	L-7062-14
Lewis, Donna K.	Oshman & Mirisola	L-6916-14
Mael, Edith	Oshman & Mirisola	L-7610-14
McClellan, Elaine Kay	Oshman & Mirisola	L-8057-14
Melton, Deana Joy	Oshman & Mirisola	L-7681-14
Moussa, Eglal	Oshman & Mirisola	L-7906-14
Nelson, Arte Jr.	Oshman & Mirisola	L-7966-14
Nishball, Geneieve	Oshman & Mirisola	L-7248-14
Patton, Reba Inez	Oshman & Mirisola	L-7597-14
Peardon, Joanne T.	Oshman & Mirisola	L-7007-14
Ricciardi, Mildred	Oshman & Mirisola	L-6822-14
Smith, Ruby Juanita	Oshman & Mirisola	L-8342-14
Spector, Rochel	Oshman & Mirisola	L-7122-14
Weisberger, Lila	Oshman & Mirisola	L-8433-14
Weldon, Patricia	Oshman & Mirisola	L-8247-14
Cofer, Joan W.	Parker Waichman	L-9246-14
Haney, Joey	Parker Waichman	L-8406-14
Radcliffe, Nenita	Perlberger, Norman	L-8620-14
Andelman, Margaret	Pittman, Dutton & Hellums, P.C.	L-6758-14
Lenkoski, Maryann	Pittman, Dutton & Hellums, P.C.	L-6664-14
Emerson, JoAnne	Pogust Braslow & Millrood, LLC	L-9201-14
Landers, Linda	Popham Law Firm	L-8604-14
Doane, DeAnne	Pro Se	L-7965-14
Steil, Patricia Sue	Pro Se	L-7477-14
Blandon, Viola Mercedes	Rheingold Valet	L-8654-14
Craig, Ruby Gene	Rheingold Valet	L-8802-14
Culhane, Catherine	Rheingold Valet	L-7184-14
Darwin, Eileen	Rheingold Valet	L-7659-14

Plaintiff	Plaintiff Firm	Case No.
Drum, Susan	Rheingold Valet	L-7487-14
Finocchiaro, Martha	Rheingold Valet	L-6680-14
French, Katherine	Rheingold Valet	L-7172-14
Jew, Suen Kee	Rheingold Valet	L-6990-14
Koehler, Suzanne	Rheingold Valet	L-7282-14
Kovac, Suchen	Rheingold Valet	L-7157-14
Long, Wenda	Rheingold Valet	L-9118-14
Meagher, Robert	Rheingold Valet	L-8686-14
Saparata, Victoria	Rheingold Valet	L-8732-14
Schaer, Kaarin	Rheingold Valet	L-7982-14
Smith, Ruth	Rheingold Valet	L-8484-14
Unger, Ruth	Rheingold Valet	L-7467-14
Vance, Deane Ann	Rheingold Valet	L-9056-14
Watson, Patricia	Rheingold Valet	L-8055-14
Mathews, Jeanne Elizabeth	Robinson Calcagnie	L-8432-14
Reidy, Carol K.	Robinson Calcagnie	L-8598-14
Richter, Margaret	Robinson Calcagnie	L-7146-14
Snurr, Sandra	Robinson Calcagnie	L-8198-14
Hammond, Eugenia Constance	Seeger Weiss	L-6890-14
Jones, Virginia B.	Seeger Weiss	L-11675-14
Manzo-DeFalco, Elizabeth	Snyder & Sarno	L-8771-14
Callighan, Rebecca Ann	The Michael Brady Lynch Firm	L-7648-14
Clark, Hazel Anne	The Michael Brady Lynch Firm	L-7650-14
Clark, Joanna Joy	The Michael Brady Lynch Firm	L-7687-14
Doane, Barbara Ann	The Michael Brady Lynch Firm	L-7042-14
Fusello, Dianne Marie	The Michael Brady Lynch Firm	L-7045-14
Graser, Rita Donaghy	The Michael Brady Lynch Firm	L-7683-14
Hebestreit, Jeanette	The Michael Brady Lynch Firm	L-8557-14
Hughes, Dortha J.	The Michael Brady Lynch Firm	L-8472-14
Koenig, Helga	The Michael Brady Lynch Firm	L-8556-14
Koos, Patricia	The Michael Brady Lynch Firm	L-8493-14

Plaintiff	Plaintiff Firm	Case No.
Muzikar, Denise	The Michael Brady Lynch Firm	L-8473-14
Nubla, Velia Legasto	The Michael Brady Lynch Firm	L-9361-14
Allen, Phyllis	Weitz & Luxenberg	L-2571-15
Arnold, Doris	Weitz & Luxenberg	L-8706-14
Bozert, Mary	Weitz & Luxenberg	L-7792-14
Harrison, Eleanor	Weitz & Luxenberg	L-6695-14
Hatfield, Roberta	Weitz & Luxenberg	L-7318-14
Kligler, Karen	Weitz & Luxenberg	L-7453-14
Korn, Dina	Weitz & Luxenberg	L-8109-14
Radeboldt, Marlene Florence	Weitz & Luxenberg	L-1898-15
Shoflick, Ellen	Weitz & Luxenberg	L-9388-14
Simon, Roslyn	Weitz & Luxenberg	L-9481-14
Isbell, Margaret	Westmoreland Vesper & Quattrone	L-9335-14