Eileen Oakes Muskett, Esquire Fox Rothschild, LLP Midtown Building, Suite 400 1301 Atlantic Avenue Atlantic City, New Jersey 08401 Phone: 609-348-4515 *Attorney for Defendant Merck Sharp & Dohme Corp.*

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MASS TORT CIVIL DIV MODELECEX VICINAGE

| MARTHA J. THORPE and | : | |
|----------------------------|---|--------------------------------|
| ART THORPE | : | SUPERIOR COURT OF NEW JERSEY |
| | : | LAW DIVISION: MIDDLESEX COUNTY |
| Plaintiffs, | : | |
| vs. | : | FOSAMAX LITIGATION FILE |
| | : | Case No. 282 |
| MERCK SHARP & DOHME CORP., | : | MAR 1 5 2015 |
| | : | DOCKET NO.: L-7897-14 |
| Defendant | : | JUDGE JESSICAN MAREN |
| | : | STIPULATION AND ORDER |
| | : | OF DISMISSAL WITH PREJUDICE |
| | • | |

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the Plaintiffs

in the above-captioned matter, Martha J. Thorpe and Art Thorpe and counsel for Merck Sharp &

Dohme Corp (formerly known as Merck & Co., Inc.)("Merck"), through their respective

undersigned counsel, that all of Plaintiffs' claims against Merck are hereby dismissed with

prejudice. Each party is to bear its own costs and attorneys' fees.

MOTLEY RICE LLC Attorneys for Plaintiff

By:

Carmen S. Scott, Esq. 28 Bridgeside Boulevard Mount Pleasant, SC 29464 (843) 216-9000

Dated: August S, 2015

FOX ROTHSCHILD, LLP *Attorney for Merck Sharp & Dohme Corp.*

Bv:

Eileen Oakes Muskett, Esq. Midtown Building, Suite 400 1301 Atlantic Avenue Atlantic City, New Jersey 08401 (609) 348-4515

Hon/Jessi /laver