

Brendan A. McDonough (NJ Attorney ID# 213712016)

**WEITZ & LUXENBERG**

*A New York Professional Corporation*

220 Lake Drive East, Suite 210

Cherry Hill, NJ 08002

(856) 755-1115

Attorneys for Plaintiff

FILED

July 3, 2025

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

**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - MIDDLESEX COUNTY**

JOANN ADAMS,

Plaintiff,

v.

MERCK SHARP & DOHME CORP.,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

FOSAMAX LITIGATION Case No. 282  
DOCKET NO.: MID-L-9256-14

**ORDER ON MOTION FOR SUBSTITUTION OF PARTIES**

Upon consideration of Plaintiff's Motion to Substitute Kirby Adams, son of Joann Adams, as Personal Representative of the Estate of Joann Adams, deceased, and for good cause having been shown;

**IT IS** on this 3<sup>rd</sup> day of July 2025,

**ORDERED** that Plaintiff is hereby granted leave to file a First Amended Complaint, to substitute Kirby Adams, as Personal Representative of the Estate of Joann Adams, deceased, as Plaintiff **is hereby GRANTED**; and it is further

**ORDERED** that Plaintiff shall file and serve the proposed Amended Complaint within ten (10) days of this Order; 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.

UNOPPOSED

/s/ Bruce J. Kaplan  
Honorable Bruce J. Kaplan P.J.Cv.

Having reviewed the within motion, this Court finds it meritorious on its face and is unopposed. This Court is granting leave to amend the Complaint in accord with R. 4:9-1. Moreover, the Court is granting substitution of Plaintiff as permitted under R. 4:34-1. Pursuant to R. 1:6-2, this Motion will be granted essentially for the reasons set forth in the moving papers.