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FILED

September 15, 2025

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

**IRENE C. SULLIVAN,**

*Plaintiff,*

vs.

**MERCK SHARP & DOHME, CORP. and  
TEVA PHARMACEUTICAL USA, INC.**

*Defendants.*

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

**CIVIL ACTION**

**FOSAMAX LITIGATION**

**DOCKET NO.: MID-L-6888-14**

**ORDER TO REINSTATE**

**THIS MATTER** comes before the Court by way of Motion filed by Plaintiff's attorneys, Seeger Weiss LLP, seeking an Order to Reinstate the Complaint, and the Court having read and considered the moving papers, and for good cause having been shown;

**IT IS** on this 15<sup>th</sup> day of September, 2025,

**ORDERED** that Plaintiff's Motion to Reinstate the Complaint is hereby **GRANTED**;  
and it is further

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

UNOPPOSED

*/s/ Bruce J. Kaplan*

Honorable Bruce J. Kaplan P.J.Cv.

This matter comes before the Court by way of Plaintiff's Motion to Reinstate the Complaint to the active trial calendar. The Court notes that no opposition was filed. By way of April 17, 2025 Order, this Court ordered that all cases listed in Exhibit A of same order were dismissed without prejudice. The order further stated that if Plaintiffs failed to move to reinstate in accordance with the February 10, 2025 Case Management Order, and pursuant to R. 4:34-1 to substitute an authorized Personal Representative for the Estate of a deceased Plaintiff identified on Exhibit A, within 60 days of the April 17, 2025, Order, counsel for Defendants may file a motion to dismiss those cases with prejudice. More than 90-days from this Court's April 17, 2025 Order, Defendants have not moved to dismiss this case with prejudice. Plaintiff now moves to reinstate the Complaint and represents the required certifications were provided to Defendant.

After reviewing this matter, the Court will be granting this motion as Plaintiff has provided certifications and moved to reinstate in accordance with the February 10, 2025 Case Management Order. Accordingly, Plaintiff's Motion to Reinstate is GRANTED.