

Kelly Jones Howell (State Bar ID # 030682005)
Marina Plotkin (State Bar ID # 047582005)
HARRIS BEACH PLLC
One Gateway Center, Suite 2500
Newark, New Jersey 07102
(973) 848-1244
KHowell@HarrisBeach.com
MPlotkin@HarrisBeach.com
Attorneys for Defendant
Novartis Pharmaceuticals Corporation

FILED

JAN 11 2023

RACHELLE L. HARZ
J.S.C.

SABRINA LOPEMAN, Individually and as
Personal Representative of the ESTATE OF SEAN
LOPEMAN,

Plaintiff,

v.

NOVARTIS PHARMACEUTICALS
CORPORATION,

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, BERGEN COUNTY

CASE NO. 635 (TASIGNA)

DOCKET NO.: BER-L-3966-22

CIVIL ACTION

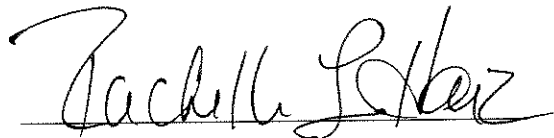
**ORDER GRANTING DEFENDANT'S
MOTION TO DISMISS FOR FAILURE TO
PROVIDE A PLAINTIFF FACT SHEET**

THIS MATTER having been brought before the Court upon Motion by Harris Beach PLLC, counsel for Defendant Novartis Pharmaceuticals Corp., as set forth in the Notice of Motion, for an Order dismissing Plaintiff's Complaint for failure to timely provide a Plaintiff Fact Sheet ("PFS") in compliance with Case Management Order No. 3; and the Court having considered the papers submitted; and the Court having heard the arguments of counsel, if any; and for good cause shown;

IT IS on this ¹¹ 11 day of January, 2023,

ORDERED as follows:

1. The Court GRANTS Defendant's Motion to Dismiss For Failure to Provide A Plaintiff Fact Sheet;
2. Plaintiff's Complaint is hereby dismissed without prejudice;
3. Pursuant to Section E of Case Management Order No. 3, Plaintiff shall have thirty (30) days from the date of this Order to serve upon Defendant a PFS that is substantially complete in all respects and move before this Court for reinstatement of the Complaint and payment of the appropriate fee;
4. Any refiling of this action must occur in New Jersey Superior Court;
5. In the event of Plaintiff's failure to comply with paragraph 3, this dismissal without prejudice will be converted to a dismissal with prejudice upon Defendant's motion;
6. Service of this Order shall be deemed effectuated upon all parties upon its upload to e-Courts.



Hon. RACHELLE L. HARZ, J.S.C.

Opposed

Unopposed