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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :  
FOSAMAX PRODUCTS LIABILITY LITIGATION :

Master File No.  
06 MD 1789 (JFK)

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This document relates to: :  
Alexander v. :  
Merck & Co., Inc., :  
No. 07 Civ. 10951 (JFK) :  
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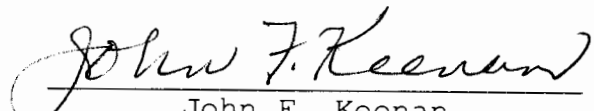
**ORDER**

**JOHN F. KEENAN, United States District Judge:**

On July 30, 2014, this Court entered a Lone Pine order directing certain plaintiffs to provide, inter alia, an expert report. Plaintiff Jennifer Alexander failed to comply with the order. After the Court granted Plaintiff a two-week extension of the time to comply, Plaintiff informed the Court in a letter dated November 19, 2014 that she had decided not to proceed with her claims. Based on this letter, a copy of which is attached as Appendix I, and Plaintiff's failure to comply with the Lone Pine order, the Court dismisses with prejudice Jennifer Alexander's complaint.

**SO ORDERED.**

Dated: New York, New York  
January 7, 2015

  
\_\_\_\_\_  
John F. Keenan  
United States District Judge

**APPENDIX I**

**SHEMIN LAW FIRM**

A PROFESSIONAL LIMITED LIABILITY COMPANY

3333 PINNACLE HILLS PARKWAY, SUITE 603

ROGERS, ARKANSAS 72758

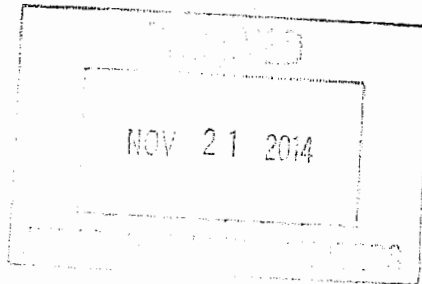
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KENNETH R. SHEMIN

[Ken@sheminlaw.com](mailto:Ken@sheminlaw.com)

November 19, 2014



***Via Federal Express to:***

Judge John F. Keenan  
United States District Judge  
Southern District of New York  
500 Pearl Street, Room 1930  
New York, NY 10007-1312

***Re: FOSAMAX PRODUCTS LIABILITY LITIGATION; MDL NO. 1789 1:06-md-1789 (JFK); Jennifer Alexander v. Merck; Case No. 07-CV-10951***

Dear Judge Keenan:

First and foremost, I want to thank the Court and defense counsel for allowing my client, Jennifer Alexander, the extension of time to comply with the Court's previous orders. Due to my client's health condition relating to other issues, she has decided not to proceed with her claims in connection with Fosamax.

Again, thank you for your consideration.

Respectfully,

Kenneth R. Shemin

KRS/gdh

Enclosure(s)

cc: Ms. Julia Zousmer

-via electronic mail to [julia.zousmer@hugheshubbard.com](mailto:julia.zousmer@hugheshubbard.com)