

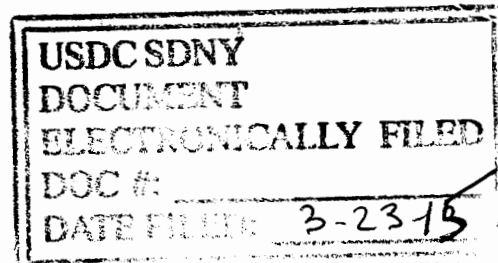
**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X	Master File No.
IN RE:	: 06 MD 1789 (JFK)
FOSAMAX PRODUCTS LIABILITY LITIGATION	:
-----X	<b>ORDER</b>

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

On September 17, 2014, this Court entered a Lone Pine order directing nine plaintiffs to provide, inter alia, an expert report by November 17, 2014, or January 5, 2015 in the event that the plaintiff's action had been stayed to allow her to find new counsel.

Each of the plaintiffs failed to timely respond to the Lone Pine order by the November 17, 2014 or January 5, 2015 deadlines. By letters dated February 18, 2015, Merck notified eight of those plaintiffs of their failure to comply with the Court's order. Pursuant to the September 17, 2014 Lone Pine order, the letters also informed the plaintiffs that they had until March 9, 2015 to show cause why their complaints should not be dismissed with prejudice. One of those eight letters was returned to Merck with a forwarding address. See Minzer v. Merck & Co., Inc., No. 08 Civ. 7109. Merck sent a new letter to that plaintiff on March 2, 2015, informing her that she had until March 20, 2015 to show cause. Merck informed the ninth plaintiff by letter dated February 27, 2015, giving her until



March 17, 2015 to show cause. See Robinson v. Merck Sharp & Dohme Corp., No. 10 Civ. 6561.

Only one of the plaintiffs that failed to timely respond to the Lone Pine order nevertheless entered a response before her deadline to show cause. That plaintiff seeks an extension of the time to respond, which the Court will address in a separate order. See Khan v. Merck, No. 09 Civ. 332. Because the deadlines for the Minzer and Robinson plaintiffs have only recently passed, the Court will address those plaintiffs in separate orders as well so as to ensure that plaintiffs' responses were not simply delayed in the mail.

The remaining six plaintiffs have failed to show cause why their complaints should not be dismissed with prejudice for failing to comply with the Lone Pine order. See Appendix I. Therefore, the Court dismisses with prejudice the complaints of those plaintiffs listed in Appendix I.

**SO ORDERED.**

Dated: New York, New York  
March 23, 2015

  
John F. Keenan  
United States District Judge

**APPENDIX I**

<b>Case Number</b>	<b>Plaintiff Name</b>
08-cv-4089	James Corbett, Personal Representative for Ivy Corbett
08-cv-4202	Susan Doyle
13-cv-5915	Doris Hanke
07-cv-6182	Susan Sloan
09-cv-9071	Robin Swolley
12-cv-9138	Claudette Williams