

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:	:	
FOSAMAX PRODUCTS LIABILITY LITIGATION	:	Master File No.
-----X	:	06 MD 1789 (JFK)
This document relates to:	:	
<u>Mildred Robinson v.</u>	:	ORDER
<u>Merck & Co., Inc.,</u>	:	
No. 10 Civ. 6561 (JFK)	:	
-----X	:	

JOHN F. KEENAN, United States District Judge:

On September 17, 2014, this Court granted Aylstock, Witkin, Kreis & Overholtz, PPLC's motion to withdraw as counsel for Plaintiff Lowell Howell, personal representative for Mildred Robinson, and stayed Plaintiff's action until November 3, 2014 to allow him time to retain new counsel. Also on September 17, 2014, the Court entered a Lone Pine order directing Plaintiff to provide, inter alia, an expert report by January 5, 2015.

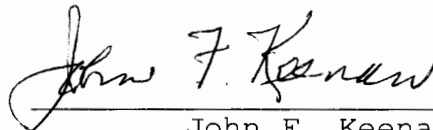
Plaintiff failed to timely respond to the Lone Pine order by the January 5, 2015 deadline. By letter dated February 27, 2015, Merck notified Plaintiff of his failure to comply with the Court's order. Pursuant to the September 17, 2014 Lone Pine order, the letter also informed Plaintiff that he had until March 17, 2015 to show cause why his complaint should not be dismissed with prejudice.

Plaintiff has failed to show cause why his complaint should not be dismissed with prejudice for failing to comply with the

Lone Pine order. Therefore, the Court dismisses Plaintiff's complaint with prejudice.

SO ORDERED.

Dated: New York, New York
May 7, 2015

A handwritten signature in cursive script that reads "John F. Keenan". The signature is written in black ink and is positioned above a horizontal line.

John F. Keenan
United States District Judge