

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ELIZABETH REINHARDT,

Plaintiff,

-against-

MERCK & CO., INC.

Defendant.

07 Civ. 5936 (JFK)

ORDER

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JOHN F. KEENAN, United States District Judge:

Defendant Merck & Co., Inc. moves for dismissal of this case under Federal Rules of Civil Procedure 16(f), 37(b)(2), and 41(b) because Plaintiff Elizabeth Reinhardt has failed to comply with the Court's Lone Pine order. For the reasons set forth below, the motion is granted.

On April 4, 2016, this Court entered a Lone Pine order requiring Plaintiff to produce, among other things, a completed Plaintiff Profile Form and a Rule 26(a)(2) expert report. The deadline for Plaintiff to produce the required materials was 60 days from the entry of the order.


In a June 17, 2016 letter copying Plaintiff's counsel, Merck informed the Court that Plaintiff had failed to comply with the Lone Pine order and, pursuant to the order, had until July 5, 2016, to show cause why her complaint should not be

dismissed with prejudice. Plaintiff has not done so, nor has she complied with the Lone Pine order.

Accordingly, this case is hereby dismissed with prejudice.

SO ORDERED.

Dated: New York, New York
November 15, 2016



Hon. John F. Keenan
United States District Judge