

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
CAMDEN VICINAGE

IN RE: BENICAR (OLMESARTAN)  
PRODUCTS LIABILITY LITIGATION

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CIVIL NO. 15-2606 (RBK)(JS)

HON. ROBERT B. KUGLER

THIS DOCUMENT RELATES TO  
ALL ACTIONS

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CASE MANAGEMENT ORDER NO. 7A

IT IS HEREBY ORDERED that the Parties shall proceed as set forth below.

A. All non-conforming complaints on file in this Court as of the date of this Order will be deemed to conform to the Master Long Form Complaint.

B. Defendants' Master Answers shall be deemed as denial of all allegations in any Complaint pending in the MDL prior to the filing of the Master Answers, and the Affirmative Defenses in the Master Answers shall apply to such cases.

C. The obligation of all defendants to file individual answers to the Short Form Complaints be and hereby is stayed until further order of this Court. The filing of the Master Answers shall be deemed as a denial of all allegations in the Short Form Complaints and the Affirmative Defenses in the Master Answers shall be deemed to apply.

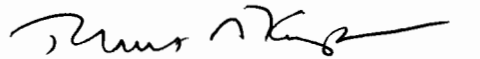
D. The Daiichi U.S. and Forest Defendants' Master Answers shall not constitute an appearance as to any defendant that has not been served in any individual case, and shall be deemed as the answer with respect to a previously un-served defendant 30 days after service on that defendant.

E. Daiichi Sankyo Company, Limited shall file a Master Answer within 30 days from the date it is properly served under the Hague Convention with one federal court complaint as required by this Court's Case Management Order dated May 22, 2015.

F. For each case filed in or transferred to the MDL after the filing of the Master Answer, the Master Answer shall be deemed as the operative answer in each such case 20 days after the case is docketed and all allegations are deemed denied. Twenty (20) days after the case is docketed, the requirements of Fed. R. Civ. P. 15 shall attach for any amendments of the complaint and the requirements of Fed. R. Civ. P. 41(a) for a voluntary dismissal such that any dismissal shall occur only upon a stipulation of dismissal signed by all parties who have appeared or by Court Order after a properly noticed motion.

G. Other than the Master Answer set out above, Defendants' obligation to file any responsive pleading to a Complaint that is filed in or transferred to this proceeding is hereby stayed until further Order of the Court.

Camden, New Jersey this 29<sup>th</sup> day of June, 2015.



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Hon. Robert B. Kugler  
United States District Judge