

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

MICHAEL GOLDEMBERG, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

JOHNSON & JOHNSON CONSUMER
COMPANIES, INC.,

Defendant.

Civil Action No. 7:13-CV-3073-NSR

ASHLEY SMITH and NOEH SMITH, on
behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

JOHNSON & JOHNSON CONSUMER
COMPANIES, INC.,

Defendant.

Civil Action No. 7:14-CV-7506-NSR

STIPULATION AND CONSOLIDATION ORDER

WHEREAS, there are two related actions pending before this Court alleging claims against Defendant Johnson & Johnson Consumer Companies, Inc. ("JJCC") and there may be later-filed actions raising the same claims,

NOW, THEREFORE, THE COURT ORDERS as follows:

Consolidation of Related Actions

1. The following actions (the “related actions”) are consolidated pursuant to Fed. R. Civ. P. 42(a) for all pretrial proceedings, including discovery:

Goldemberg, et al. v. Johnson & Johnson Consumer Companies, Inc., No: 13-3073-NSR

Smith, et al. v. Johnson & Johnson Consumer Companies, Inc., No: 14-07506-NSR

2. The Lead Case number shall be No. 13-CV-3073-NSR. One docket will be maintained for these actions with all entries to be docketed under said number. If a document pertains to only one or some of the member cases, it will be docketed in the consolidated case with the notation in the docket text as to the case numbers to which it pertains.

3. An Original of this Order shall be filed by the Clerk in the Lead Case and in the file for each action consolidated herein.

4. A copy of this Order shall be disseminated by ECF Notice in each of the related actions.

5. Every pleading filed in the Lead Case shall bear the following caption:

<p>MICHAEL GOLDEMBERG, ANNIE LE, and HOWARD PETLACK, on behalf of themselves and all others similarly situated,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>JOHNSON & JOHNSON CONSUMER COMPANIES, INC.,</p> <p style="text-align: center;">Defendant.</p>	<p>Lead Case No. 13-CV-3073-NSR</p> <p>THIS DOCUMENT RELATES TO:</p>
<p>ASHLEY SMITH and NOEH SMITH,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>JOHNSON & JOHNSON CONSUMER COMPANIES, INC.,</p> <p style="text-align: center;">Defendant.</p>	

6. When a pleading is intended to be applicable to all actions to which this Order is applicable, the words "All Actions" shall appear immediately after or below the words "This Documents Relates To" in the caption set out above. When a pleading is intended to be applicable only to some, but not all, of such actions, the separate caption and docket number for each individual action to which the pleading is intended to be applicable shall appear immediately after or below the words "This Document Relates To" in the caption described above.

Organization of Plaintiffs' Counsel

7. The Court previously appointed Todd S. Garber, D. Greg Blankinship and Finkelstein, Blankinship, Frei-Pearson & Garber, LLP ("FBFG"), and Michael R. Reese, Kim E. Richman, and George Granade, and Reese Richman LLP ("Reese Richman") as interim Co-Lead Class Counsel jointly responsible for coordinating and organizing Plaintiffs in the conduct of this litigation. D.E. 34. That Structure shall remain in place and is hereby incorporated by reference into this Consolidation Order.

Dated: New York, New York
December 19, 2014

FINKELSTEIN, BLANKINSHIP, FREI-
PEARSON & GARBER, LLP

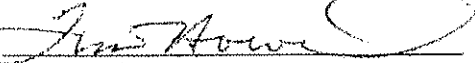
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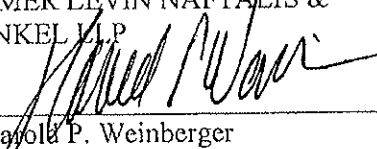
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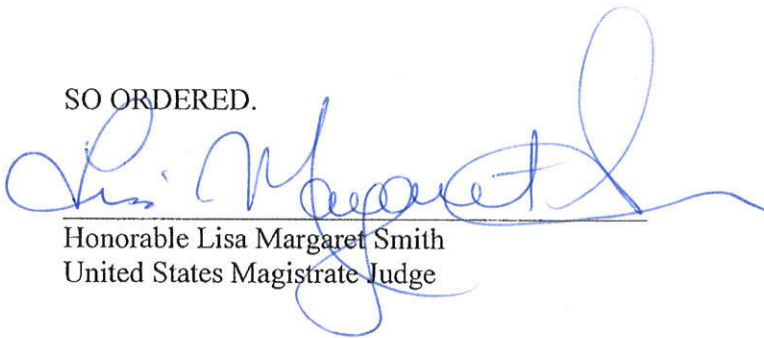
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*Attorneys for Defendant Johnson & Johnson
Consumer Companies, Inc.*

SO ORDERED.

A handwritten signature in blue ink, appearing to read "Lisa Margaret Smith", is written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Honorable Lisa Margaret Smith
United States Magistrate Judge