

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :
FOSAMAX PRODUCTS LIABILITY LITIGATION :
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This document relates to: :
Traylor v. :
Merck & Co., Inc., :
No. 07 Civ. 2789 (JFK) :
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Master File No.
06 MD 1789 (JFK)

ORDER

JOHN F. KEENAN, United States District Judge:

On July 30, 2014, this Court entered a Lone Pine order directing Plaintiff to provide, inter alia, an expert report by October 1, 2014. Plaintiff failed to timely respond to the Lone Pine order by the October 1, 2014 deadline. By letter dated October 20, 2014, Merck notified Plaintiff of her failure to comply with the Court's order. Pursuant to the July 30, 2014 Lone Pine order, the letter also informed Plaintiff that she had until November 7, 2014 to show cause why her complaint should not be dismissed with prejudice.

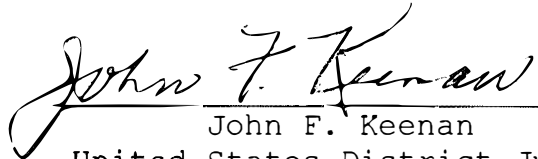
Plaintiff entered a response before the November 7, 2014 deadline to show cause seeking an extension of the time to respond. The Court granted Plaintiff an extension until December 5, 2014. (ECF No. 26.) Although Plaintiff ultimately provided documents to the Court, they were insufficient to satisfy the July 30, 2014 Lone Pine order. However, the Court gave Plaintiff one final deadline of February 9, 2015 to either

comply with the Lone Pine order or show cause why her complaint should not be dismissed. (ECF No. 27.)

Plaintiff did not comply with the Lone Pine order and has failed to show cause why her 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



John F. Keenan
United States District Judge