

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
(NEWARK VICINAGE)**

DEBORAH FELLNER,	:	CIVIL ACTION NO. 2:06-CV-688 (DMC)-MF
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
TRI-UNION SEAFOODS, L.L.C.,	:	
d/b/a CHICKEN OF THE SEA,	:	
	:	
Defendant.	:	

**ORDER**

Upon consideration of the motion and other supporting papers in support of and in opposition to the Motion Requesting Judicial Notice of three matters as filed by Defendant Tri-Union Seafoods, L.L.C., and having considered the arguments of counsel, the motion is hereby **GRANTED**; specifically that the Court take Judicial Notice of the following documents referenced within the application:

- \_\_\_\_ - "Is Mercury in Fish a Safety Concern ?," dated May, 1995.
- \_\_\_\_ - "FDA Announces Advisory on Methylmercury in Fish," dated 2001.
- \_\_\_\_ -"Letter Responding to Health Claim Petition dated November 3, 2003 (Martek Petition): Omega-3 Fatty Acids and Reduced Risk of Coronary Heard Disease,' dated September 8, 2004.

It is so ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Hon.  
United States District Court

**Copies to:**

Kenneth A. Schoen, Esq.  
Bonner Kiernan Trebach & Crociata, LLP  
299 Cherry Hill Road, Suite 300  
Parsippany, NJ 07054

Barry R. Eichen, Esq.  
Eichen, Levinson and Crutchlow, LLP  
40 Ethel Road  
Edison, NJ 08817