D'APUZZO v. JOHN DOE NOS. 1 THROUGH 20 et al Doc. 40

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: AVANDIA MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION	:	MDL NO. 1871 07-MD-01871
THIS DOCUMENT APPLIES TO:	:	HON. CYNTHIA M. RUFE
RICHARD V. D'APUZZO *on behalf of himself and all others similarly situated*	:	CIVIL ACTION
v.	:	
SMITHKLINE BEECHAM CORPORATION d/b/a GLAXOSMITHKLINE	:	NO. 07-4963

ORDER[1]

AND NOW, this 15th day of October 2013, upon consideration of Defendant's Motion to Dismiss [Doc. No. 28] and the response and replies thereto, it is hereby **ORDERED** that the Motion is **GRANTED** for the reasons set forth in the accompanying Memorandum Opinion. The Third Amended Complaint is **DISMISSED** with prejudice. The Clerk is directed to **CLOSE** the case.

It is so **ORDERED**.

BY THE COURT:

Cynthia M. Rufe

CYNTHIA M. RUFE, J.

[1] This memorandum opinion and order replace the memorandum opinion and order issued on July 10, 2013, and vacated by order dated July 24, 2013.

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