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**FILED**

*3:53 pm, Apr 12, 2019*

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***Counsel for Plaintiffs***

JACQUELINE SUTTON and MELANIE RYAN, On behalf of Themselves and all Others Similarly Situated,

Plaintiffs,

v.

HOFFMANN-LA ROCHE INC.; THE CITY OF CLIFTON, NEW JERSEY; THE TOWNSHIP OF NUTLEY, NEW JERSEY; DELUXE CORPORATION; JOHN DOES 1-100 (names being fictitious and unknown); and XYZ CORPORATIONS 1-100 (names being fictitious and unknown),

Defendants.

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HOFFMANN-LA ROCHE INC.,

Defendant/Third-Party Plaintiff,

v.

THE TOWNSHIP OF NUTLEY, NEW JERSEY, DELUXE CORPORATION; BRIAD GROUP; S&H Ltd.; CLIFTON LIFESTYLE CENTER, LLC; MERCER ENGINEERING WORKS; MERCER-ROBINSON COMPANY; BENNETT

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: ESSEX COUNTY

DOCKET NO. ESX-L-008724-14

CIVIL ACTION

**Order**

MACHINERY CORPORATION; JOHN DUSENBERY CO., INC.; INTERNATIONAL PAPER COMPANY; NEVINS COMPANY; NEVINS-CHURCH PRESS; UNION BAG-CAMP PAPER CORPORATION; UNION CAMP CORPORATION; LUBRIZOL CORPORATION; LUBRIZOL ADVANCED MATERIAL, INC.; SCHER BROTHERS; SCHER CHEMICAL, INC.; NOVEON, INC.; MAJOR AUTOMOTIVE PRODUCTS COMPANY; MAJOR ENTERPRISES, INC.; SCANDIA PACKAGING MACHINERY COMPANY; MOTIVA ENTERPRISES, LLC; SHELL OIL COMPANY; UTZTI, LLC; UTZ TECHNOLOGIES, INC.; UTZ ENGINEERING, INC.; LYNN HOLDINGS, LLC; DIME REALTY, LLC; and THIRD PARTY DOES 1-50,

Third-Party Defendants.

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THE CITY OF CLIFTON, NEW JERSEY,

Third-Party Plaintiff,

v.

E.I. DU PONT DE NEMOURS AND COMPANY; JOHN DOES 1-200 (names being fictitious and unknown; and ABC CORPORATIONS 1-100 (names being fictitious and unknown),

Third-Party Defendants.

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HOFFMANN-LA ROCHE INC.,

Defendant/Third-Party Plaintiff,

v.

LOCKHEED MARTIN CORPORATION

Third-Party Defendant.

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DELUXE CORPORATION

Defendant /Third-Party Defendant/Third-Party  
Plaintiff,

v.

LOUIS BERGER GROUP, INC.; LOUIS  
BERGER & ASSOCIATES, INC.; JOHN  
DOES 1-100 (names being fictitious  
and unknown); and ABC CORPORATIONS  
1-100 (names being fictitious and unknown)

Third-Party Defendants.

**THIS MATTER** being opened to the Court by Plaintiffs Jacqueline Sutton and Melanie Ryan, on Behalf of Themselves and all Others Similarly Situated, on a Motion for Class Certification and Designation of Class Counsel, after the Court having read and considered the motion papers and other documents filed in this matter, including the memorandum of law and certification submitted in support of this motion, and other good cause appearing;

IT IS on this 12<sup>th</sup> day of the month of April, ~~2018~~ <sup>2019</sup>, **ORDERED AS FOLLOWS:**

1. Plaintiffs’ Motion for Class Certification and Designation of Class Counsel is hereby GRANTED;

2. The Court certifies the following Class for adjudicating the claims in this action:

All residential property owners whose property is located on or within 200 feet of the Roche Contamination or within the area of Roche’s proposed CEA. Excluded from the Class are Roche, its parent, subsidiaries, and controlled entities, and government entities.

3. The Court appoints Howard Davis from the Law Office of Howard Davis, P.C. and Austin B. Cohen from Levin Sedran & Berman as Class Co-Lead Counsel; and

4. A copy of this Order shall be served upon all Parties within 5 days from its receipt hereof by Plaintiffs' counsel.



Dated: 4/12/19

~~Honorable Stephanie Mitterhoff, J.S.C.~~  
**Jeffrey B. Beacham, J.S.C.**

Opposed

Unopposed

For the reasons set forth on the record.