

COPY

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

GENIA GRUER, on behalf of herself and )  
all others situated, )

Plaintiffs, )

v. )

MERCK-MEDCO MANAGED CARE, )  
L.L.C., )

Defendant. )

MDL No. 1508

Civil Action No. 97 Civ. 9167 (CLB)

WALTER GREEN, on behalf of himself )  
and all others similarly situated, )

Plaintiffs, )

v. )

MERCK-MEDCO MANAGED CARE, )  
L.L.C., )

Defendant. )

Civil Action No. 98 Civ. 0847 (CLB)

MILDRED BELLOW, on behalf of )  
herself and all others similarly situated, )

Plaintiffs, )

v. )

MERCK-MEDCO MANAGED CARE, )  
L.L.C., )

Defendant. )

Civil Action No. 98 Civ. 4763 (CLB)

MARISSA JANAZZO, as fiduciary for )  
the COUNTY LINE BUICK NISSAN )

**EMPLOYEE WELFARE BENEFIT )  
PLAN, on behalf of herself as a fiduciary )  
and all other similarly situated )  
fiduciaries of employee welfare benefit )  
plans, )**

**Plaintiffs, )**

v. )

**Civil Action No. 99 Civ. 4067 (CLB)**

**MERCK-MEDCO MANAGED CARE, )  
L.L.C., and MERCK & CO., INC., )**

**Defendants. )**

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**ELIZABETH O’HARE, on behalf of )  
herself and all others similarly situated, )**

**Plaintiffs, )**

v. )

**Civil Action No. 01 Civ. 3805 (CLB)**

**MERCK-MEDCO MANAGED CARE, )  
L.L.C., )**

**Defendant. )**

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~~**PROPOSED**~~ **ORDER**

Presently before the Court is an Application filed by Blue Cross and Blue Shield of Michigan (“BCBSM”), and not opposed by the MDL Settlement Proponents, for the entry of an Order: (1) directing that the Settlement Administrator recognize the identification form filed by BCBSM on behalf of the employee welfare benefit plans that it insures (the “Insured Plan Class Members”); (2) directing that the Settlement Administrator distribute directly to BCBSM that portion of the Settlement Fund determined to be due from the identification form filed by BCBSM on behalf of its

Insured Plan Class Members for distribution and accounting as required by the laws of the State of Michigan; and (3) relieving BCBSM of any obligation to facilitate the Defendant's provision of notice of the settlement to BCBSM's Insured Plan Class Members.

*CIB  
vs  
USDS*

and having held a hearing (see transcript)  
Upon due consideration, the Court hereby grants the Application and orders as follows:

1. The Settlement Administrator is directed to recognize the identification form filed by BCBSM on behalf of its Insured Plan Class Members;

2. The Settlement Administrator is directed to distribute directly to BCBSM that portion of the Settlement Fund determined to be due from the identification form filed by BCBSM on behalf of its Insured Plan Class Members for distribution and accounting as required by the laws of the State of Michigan; and

~~3. BCBSM is relieved of any obligation to facilitate the Defendant's provision of notice of the settlement to BCBSM's Insured Plan Class Members.~~

*Deleted  
by  
USDS*

*SO ORDERED*

So ordered this 30 day of March, 2004.

*White Plains, NY*

*Charles Brucant*  
United States District Judge