



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARY K. JONES, Individually and on Behalf of
All Others Similarly Situated,

Plaintiff,

-against-

PFIZER INC.; HENRY A. MCKINNELL;
JEFFREY B. KINDLER; FRANK D'AMELIO;
DAVID L. SHEDLARZ; ALAN G. LEVIN; IAN
C. READ; JOSEPH FECZKO; KAREN KATEN; J.
PATRICK KELLY; ALLEN WAXMAN,

Defendants.

**SUMMARY ORDER DENYING
MOTION TO DISMISS**

10 Civ. 3864 (AKH)

ALVIN K. HELLERSTEIN, U.S.D.J.:

On August 9, 2011, the parties appeared before me for oral argument on defendants' Federal Rule of Civil Procedure 12(b)(6) motion to dismiss the First Amended Consolidated Class Action Complaint. For the reasons stated on the record of the proceedings, defendants' motion is denied.

The parties shall appear before me on September 23, 2011, at 10:30 a.m., for a civil case management conference to set a discovery schedule.

The Clerk shall mark the motion (Doc. No. 77) terminated.

SO ORDERED.

Dated: August 9, 2011
New York, New York

ALVIN K. HELLERSTEIN
United States District Judge