

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

*ANN LEWANDOWSKI, on her own behalf,
on behalf of all others similarly situated, and
on behalf of the Johnson & Johnson Group
Health Plan and its component plans,*

Plaintiff,

v.

JOHNSON AND JOHNSON, et. al.,

Defendants.

Civil Action No. 24-671 (ZNQ) (RLS)

ORDER

OURAISHI, District Judge

THIS MATTER comes before the Court upon a Motion to Dismiss filed by Defendants Johnson and Johnson and the Pension & Benefits Committee of Johnson and Johnson (collectively, “Defendants”) (the “Motion,” ECF No. 51.) For the reasons set forth in the accompanying Opinion,

IT IS on this **24th** day of **January 2025**,

ORDERED that Defendants’ Motion (ECF No. 51) is hereby **GRANTED-IN-PART** and **DENIED-IN-PART** as follows:

- **GRANTED** as to Counts One and Two. Those counts are dismissed without prejudice for lack of Article III standing.
- **DENIED** as to Count Three.
- Plaintiff has **30 days** to file a Second Amended Complaint to remedy the issues identified in the Opinion.

s/ Zahid N. Quraishi
ZAHID N. QURAISHI
UNITED STATES DISTRICT JUDGE