

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

IN RE: MERCK & CO., INC.
VYTORIN/ZETIA SECURITIES
LITIGATION

DR. MARSHALL J. ORLOFF IRA R/O
AND ORLOFF FAMILY TRUST DTD
12/13/01

Appellants

No. 13-4327

MOTION FOR DISMISSAL
(F.R.A.P. 42(b))

Under the settlement reached through the Court's Appellate Mediation Program, Appellants ORLOFF FAMILY TRUST DTD 12/13/01, ORLOFF FAMILY TRUST DTD 10/03/91 and DR. MARSHALL ORLOFF IRA R/O move for dismissal of their appeal in case no. 13-4327, with prejudice under F.R.A.P. Rule 42(b) without costs against any party.

Dated: May 2, 2014

/s/ Joseph Darrell Palmer
Attorney for Appellants
Orloff Family Trust DTD 12/13/01
Orloff Family Trust DTD 10/03/91
and Dr. Marshall Orloff IRA R/O

CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2014, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Third Circuit by using the appellate CM/ECF system.

I certify that all parties in this case who are registered CM/ECF users that service will be accomplished by the appellate CM/ECF system.

/s/ Joseph Darrell Palmer
Joseph Darrell Palmer