

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

**MATRIX DISTRIBUTORS, INC.,  
PRIMED PHARMACEUTICALS, LLC,  
AND OAK DRUGS INC.,**

**Plaintiffs.**

**v.**

**NATIONAL ASSOCIATION OF BOARD  
PHARMACY AND OPTUM RX, INC.,**

**Defendants.**

Civ. No. 18-17462 (KM) (MAH)

**ORDER**

**THIS MATTER** was brought before the Court by the notice of removal by Defendant National Association of Boards of Pharmacy (“NABP”) from New Jersey state court. Now pending before the court is an application for emergency relief by the plaintiffs, Matrix Distributors, Inc., PriMed Pharmaceuticals, LLC, and Oak Drugs Inc. Plaintiffs seek entry of a temporary restraining order and preliminary injunction. The Court has reviewed the parties’ submissions and heard argument in open court on the application for a temporary restraining order.

For the reasons stated today in open court,

**IT IS** this 28th day of December, 2018,

**ORDERED** that the Plaintiffs’ motion for a temporary restraining order is denied; and it is further

**ORDERED** that the parties will confer and submit a proposed order regarding the “grandfathering” of Plaintiffs’ current pharmaceutical inventory, as discuss on the record; and it is further

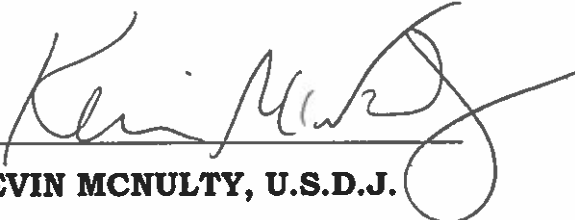
**ORDERED** that the parties will engage in expedited discovery in advance of a preliminary injunction hearing; and is further

**ORDERED** that on or before January 4, 2018, the parties shall confer and confirm with Magistrate Judge Michael Hammer a schedule for expedited discovery in advance of a preliminary injunction hearing; and it is further

**ORDERED** that on or before February 15, 2019, the parties shall exchange affidavits in lieu of direct testimony, and that each side shall designate the affiants of the other side as to whom it wishes to conduct cross-examination; and it is further

**ORDERED** that on or before February 18, 2019, the parties shall exchange premarked exhibits upon which they intend to rely; and it is further

**ORDERED** that the parties will return for a preliminary injunction hearing before the Court on February 22, 2019 at 9:00 am.

  
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**KEVIN MCNULTY, U.S.D.J.**