

STATE OF WISCONSIN,

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Plaintiff,

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Case No.: 04 CV 1709

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v.

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ABBOTT LABORATORIES, INC., et. al.,

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Defendants.

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**DEFENDANTS' THIRD SET OF DOCUMENT REQUESTS DIRECTED TO
PLAINTIFF'S *PARENS PATRIAE* CLAIMS**

Pursuant to Chapter 804 of the Wisconsin Statutes, Defendants request that the State of Wisconsin ("Plaintiff") respond to the following Requests for Production (the "Requests") no later than 30 days from date of service. In an effort to limit the burden on Plaintiff and advance the efficient resolution of this litigation, Defendants have coordinated in propounding these Requests. By submitting joint Discovery Requests, Defendants do not intend to waive or limit each Defendants' right to propound additional discovery, whether joint or individual.

DEFINITIONS

Defendants hereby incorporate the definitions and instructions contained in Defendants' Second Set of Document Requests Directed to Plaintiff and Defendants' Second Set of Interrogatories Directed to Plaintiff, both served on February 20, 2006. In addition, the following terms used in these Requests, whether or not capitalized, are defined as follows:

A. "*Parens Patriae* Plaintiffs" refers to the citizens, organizations, and entities on behalf of which you are bringing this lawsuit.

REQUESTS FOR DOCUMENTS

1. All documents referred to or used in responding to Defendants' Third Set of Interrogatories Directed to Plaintiff's *Parens Patriae* Claims.

2. All documents supporting, refuting, or otherwise concerning your claim, as alleged in Paragraph No. 66 of your First Amended Complaint, that Medicare Part B participants paid substantially more for their co-pays because of defendants' alleged conduct.

3. All documents supporting, refuting, or otherwise concerning your claim, as alleged in Paragraphs 67 and 75 of your First Amended Complaint, that private payers have been harmed by entering into contracts with PBMs based on "inflated prices."

4. All documents, including contracts, between the private payers referenced in Paragraph 67 of your First Amended Complaint and the PBMs with which they contracted relating or referring to the reimbursement of pharmaceutical drugs.

5. All documents supporting, refuting, or otherwise concerning your claim, as alleged in Paragraph 75 of your First Amended Complaint, that PBMs were "enabled and encouraged" to enter into contracts with private payers based on "inflated prices."

6. All documents supporting, refuting, or otherwise concerning your claims that any additional *Parens Patriae* Plaintiffs identified in your response to Interrogatory No. 4 were harmed by defendants' alleged conduct.

7. All documents, including data, supporting, refuting, or otherwise concerning the damages or pecuniary losses to the *Parens Patriae* Plaintiffs.

8. All documents, including data, identifying the *Parens Patriae* Plaintiffs, the drugs they paid for, and the amount they spent for each drug.

9. All documents showing reliance by the *Parens Patriae* Plaintiffs.

10. All documents concerning any notice of this litigation that was sent to the *Parens Patriae* Plaintiffs.

/s/ Jennifer A. Walker
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Attorneys for Amgen Inc.

March 9, 2006

CERTIFICATE OF SERVICE

I hereby certify that on March 9, 2006, a true and correct copy of the foregoing document was served upon all counsel of record via electronic service pursuant to Case Management Order No. 1 by causing a copy to be sent to LexisNexis File & Serve for posting and notification.

/s/ Jennifer A. Walker

Jennifer A. Walker