

GENERAL OBJECTIONS

1. These responses are made without in any way waiving or intending to waive: (i) any objections as to the competency, relevancy, materiality, privilege, or admissibility as evidence, for any purpose, of information or documents produced in response to these Requests; (ii) the right to object on any grounds to the use of the documents or information produced in response to the Requests at any hearings or at trial; and (iii) the right at any time to revise, correct, add to, supplement, or clarify any of the responses contained herein.

2. The information and documents supplied herein are for use in this litigation and for no other purpose.

3. The J&J Companies object to these Requests to the extent that they seek documents and information that are neither relevant to the subject matter of the pending action nor reasonably calculated to lead to the discovery of admissible evidence, or are overly broad, unduly burdensome, ambiguous and vague.

4. The J&J Companies object to these Requests to the extent they call for the production of documents or information that are privileged or otherwise protected against discovery pursuant to the attorney-client privilege, joint defense/prosecution privilege, the work product doctrine, the consulting expert rule, the common interest doctrine or other applicable statutory or common law. The J&J Companies do not agree to produce such documents protected from discovery and they will respond only to the extent privileged or otherwise protected documents are not required and to the extent that the document request is not otherwise objectionable. To the extent that any such protected documents or information are inadvertently produced in response to these Requests, the production of such documents or information shall not constitute a waiver of the J&J Companies' right to assert the applicability of any privilege or

immunity to the documents or information, and any such documents or information shall be returned to the J&J Companies' counsel immediately upon discovery thereof.

5. The J&J Companies object to these Requests to the extent that they seek documents and information not within the J&J Companies' possession, custody, or control or are more appropriately sought from third parties to whom requests have been or may be directed.

6. The J&J Companies object to these Requests to the extent that they seek production of publicly available documents or information, or that plaintiff can obtain from other sources.

7. The J&J Companies object to these Requests to the extent that they purport to impose obligations beyond or inconsistent with those imposed by applicable law. The J&J Companies will respond to these Requests, subject to other objections, as required by applicable Wisconsin law.

8. The J&J Companies object to any implications and to any explicit or implicit characterization of facts, events, circumstances, or issues in these Requests. The J&J Companies' response that they will produce documents in connection with a particular Request, or that they have no responsive documents, is not intended to indicate that the J&J Companies agree with any implication or any explicit or implicit characterization of facts, events, circumstances, or issues in the Requests or that such implications or characterizations are relevant to this action.

9. Subject to and without waiving any objection set forth herein, the J&J Companies will produce non-privileged, responsive documents and make them available for review, inspection and copying at the office of Quarles & Brady, LLP, One South Pinckney Street, Suite 600, Madison, WI 53703, unless other mutually-agreeable arrangements are made.

OBJECTIONS TO DEFINITIONS

1. The J&J Companies object to the definitions of the terms “you,” “your,” “your company” as set forth in Definition No. 1 as being overly broad and rendering all requests incorporating these terms unduly burdensome. The J&J Companies will produce relevant, responsive and non-privileged documents that are housed at their corporate headquarters. The J&J Companies further object to these definitions to the extent they purport to require the J&J Companies to respond on behalf of other defendants in this action.

2. The J&J Companies object to the definitions of “document” and “documents” as set forth in Definition No. 2 to the extent that it seeks to impose discovery obligations that are broader than, or inconsistent with, the J&J Companies’ obligations under Wisconsin law. The J&J Companies further object to this definition to the extent it requires or seeks to require the J&J Companies to: (i) produce documents or data in a particular form or format; (ii) convert documents or data into a particular or different file format; (iii) produce data, fields, records, or reports about produced documents or data; (iv) produce documents or data on any particular media; (v) search for and/or produce any documents or data on back-up tapes; (vi) produce any proprietary software, data, programs, or databases; or (vii) violate any licensing agreement or copyright laws.

3. The J&J Companies object to the definition of “spread” as set forth in Definition No. 3 on the grounds that it is overly broad, unduly burdensome, vague and ambiguous, particularly with respect to the language “customer” and “resale.”

RESPONSES TO REQUESTS

DOCUMENT REQUEST NO. 14: All documents relating to lobbying efforts of you, or any individual or entity acting on your behalf (including but not limited to third-party lobbyists or lobbyist organizations such as the Pharmaceutical Research and Manufacturers of America), with regard to:

- (a) the Wisconsin Medicaid Program's reimbursement for prescription drugs;
- (b) other state Medicaid programs' reimbursement for prescription
- (c) the federal Medicare program's reimbursement for prescription drugs.

Documents sought by this request include, but are not limited to:

- (a) communications with the State of Wisconsin, the Wisconsin Department of Health & Family Services, and the Wisconsin legislature (including any legislative committee or individual state legislator);
- (b) communications with other states, other state Medicaid programs, and other state legislatures (including any legislative committee or individual state legislator);
- (c) internal communications within your company;
- (d) communications between you and external third-party lobbyists or lobbyist organizations such as the Pharmaceutical Research and Manufacturers of America; and
- (e) documents identifying, describing or relating to the amount of money spent on lobbying efforts regarding these issues.

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 14 on the grounds that it is overly broad and unduly burdensome. The J&J Companies further object to this Request on the grounds that it is vague and ambiguous with respect to the terms “lobbying efforts” and “lobbying organizations.” The J&J Companies also object to all parts of this Request that seek information that is not relevant to Wisconsin’s claims in this litigation, including but not limited to subpart (e).

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies collected and produced responsive documents to the plaintiffs in In re Pharmaceutical Industry Average Wholesale Price Litigation, MDL Docket No. 1456 (the “MDL production.”) That production was offered to Wisconsin. Wisconsin chose to seek only the production of a specified subset of those documents. The J&J Companies reiterate their willingness to produce their MDL production to Wisconsin. The J&J Defendants will further endeavor to collect and produce relevant, non-privileged and responsive documents specific to communications with Wisconsin regarding the methodologies Wisconsin Medicaid uses for drug reimbursement.

DOCUMENT REQUEST NO. 15: Documents identifying, describing, or relating to your internal code of conduct or other policy relating to the ethical standards applicable to your employees.

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 15 on the grounds that it is overly broad and unduly burdensome. The J&J Companies further object to this Request on the grounds that it is vague and ambiguous with respect to the terms “internal code of conduct,” “other policy” and “ethical standards.” The J&J Companies also object to the this Request to the extent that it seeks information that is not relevant to Wisconsin’s claims in this litigation.

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies state that the Johnson & Johnson credo is available on the internet at http://www.jnj.com/our_company/our_credo/index.htm;jsessionid=RQUXI1QGKCCCKQCQPCCGSU0A Additionally, the J&J Companies collected and produced responsive documents to the plaintiffs the MDL production. That production was offered to Wisconsin. Wisconsin chose to

seek only the production of a specified subset of those documents. The J&J Companies reiterate their willingness to produce their MDL production to Wisconsin.

DOCUMENT REQUEST NO. 16: Documents relating to your compliance policy or other policies designed to ensure adherence to applicable statutes, regulations and requirements for pharmaceutical manufacturers in connection with the Medicare and Medicaid programs.

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 16 on the grounds that it is overly broad and unduly burdensome. The J&J Companies further object to this Request on the grounds that it is vague and ambiguous with respect to the terms “compliance policy,” “other policies” and “applicable statutes, regulations and requirements.” The J&J Companies also object to the this Request to the extent that it seeks information that is not relevant to Wisconsin’s claims in this litigation.

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies collected and produced responsive documents to the plaintiffs in the MDL production. That production was offered to Wisconsin. Wisconsin chose to seek only the production of a specified subset of those documents. The J&J Companies reiterate their willingness to produce their MDL production to Wisconsin.

DOCUMENT REQUEST NO. 17: Documents relating to any policy relating to the use or promotion of, or reference to, the spread of a drug in connection with the sales or marketing of that drug including, but not limited to:

- (a) documents that relate to or describe the policy, including consequences for violation of the policy;
- (b) documents that identify the date that the policy was established and/or became effective;
- (c) documents identifying, describing or relating to the reason(s) for establishment of the policy;
- (d) documents identifying, describing or relating to the distribution and dissemination of the policy to your employees;

- (e) documents identifying, describing, or relating to training provided to your employees regarding the policy; and
- (f) documents relating to any actual or potential violations of the policy, or including any investigation, determination, and action taken by your company related to any such actual or potential violation.

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 17 on the grounds that it is overly broad and unduly burdensome. The J&J Companies further object to this Request on the grounds that it is vague and ambiguous with respect to the terms “spread on a drug,” “policy.” The J&J Companies also object to the this Request to the extent that it seeks information that is not relevant to Wisconsin’s claims in this litigation.

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies collected and produced responsive documents to the plaintiffs in the MDL production. That production was offered to Wisconsin. Wisconsin chose to seek only the production of a specified subset of those documents. The J&J Companies reiterate their willingness to produce their MDL production to Wisconsin.

DOCUMENT REQUEST NO. 18: Documents identifying or describing the reimbursement formula for prescription drugs used by the Wisconsin Medicaid Program, including but not limited to its formula for estimating acquisition cost or its use of AWP.

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 18 on the grounds that it seeks information that is already in the possession of plaintiffs.

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies will collect and produce relevant, responsive and non-privileged documents.

DOCUMENT REQUEST NO. 19:

All documents relating to the National Pharmaceutical Council, including but not limited to the following:

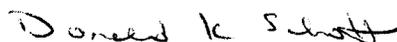
- (a) documents relating to your membership in the National Pharmaceutical Council;
- (b) all correspondence between you and the National Pharmaceutical Council;
- (c) all annual publications of the National Pharmaceutical Council entitled "Pharmaceutical Benefits Under State Medical Assistance Programs."

RESPONSE:

In addition to the General Objections set forth above, the J&J Companies object to Request No. 19 on the grounds that it is overly broad and unduly burdensome. The J&J Companies also object to this Request to the extent that it seeks information that is not relevant to Wisconsin's claims in this litigation.

Subject to and without waiving the foregoing objections and General Objections, the J&J Companies will collect and produce relevant, responsive and non-privileged documents.

Dated this 27th day of July, 2007.



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