

STATE OF WISCONSIN

CIRCUIT COURT
Branch 9

DANE COUNTY

STATE OF WISCONSIN,

Plaintiff,

v.

AMGEN INC., *et al.*,

Defendants.

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) No. 04 CV 1709
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PLAINTIFF'S FIRST SET OF REQUESTS FOR
PRODUCTION OF DOCUMENTS TO DEFENDANTS
ASTRAZENECA PHARMACEUTICALS, LP AND ASTRAZENECA LP

TO: Barbara A. Nieder, Esq.
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PLEASE TAKE NOTICE that the plaintiff requires defendant AstraZeneca Pharmaceuticals LP and AstraZeneca LP ("AstraZeneca") to produce the following described documents pursuant to Rule 804.09, within 30 days hereof at the offices of the Wisconsin Attorney General, Wisconsin, Department of Justice, P.O. Box 7857, Madison, WI 53707-7857, Attn: Cynthia Hirsch; and Miner, Barnhill & Galland, P.C., 44 E. Mifflin St., Ste. 803, Madison, WI 53703, Attn: Charles Barnhill.

DEFINITIONS

1. The term "document" means any writing or recording of any kind, including, without limitation, agendas, agreements, analyses, announcements, audits, booklets, books, brochures, calendars, charts, contracts, correspondence (including electronic mail), facsimiles (faxes), film, graphs, letters, memos, maps, minutes, notes, notices, photographs, reports, schedules, summaries, tables, and telegrams, in any medium, whether written, graphic, pictorial, photographic, electronic, electronic mail, phonographic, mechanical, taped, saved on computer

disc, hard drives, data tapes, or otherwise, and every non-identical copy. Different versions of the same document, such as different copies of a written record bearing different handwritten notations, are different documents within the meaning of the term as used. In case originals or original non-identical copies are not available, "document" includes copies of originals or copies of non-identical copies as the case may be.

2. The term "AstraZeneca" refers to AstraZeneca Pharmaceuticals LP, AstraZeneca LP, its predecessor companies, including but not limited to, Zeneca, Inc. and Imperial Chemical Industries, and any officer, agent, or representative of such entities.

3. The term "TAP" refers to TAP Pharmaceutical Products, Inc. any entity that is part of the joint venture including Abbott Laboratories and Takeda Chemical Industries, Ltd., any predecessor company of those entities, and any officer, agent, or representative of such entities.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1: All trial exhibits offered into evidence: (a) by AstraZeneca; or (b) by plaintiffs against AstraZeneca (regardless of whether such exhibits were admitted into evidence), in the trial in *In re Pharmaceutical Industry Average Wholesale Price Litigation*, Civil Action No. 01-12257-PBS (D.Mass.) (MDL No. 1456), conducted in November and December, 2006 (involving classes 2 and 3).

REQUEST NO. 2: All communications between AstraZeneca and TAP relating to the sales and marketing practices of Zoladex or Lupron. Documents sought by this request include, but are not limited to, correspondence between any attorney of AstraZeneca (including current or former attorneys) and any attorney of TAP (including current or former attorneys).

REQUEST NO. 3: All documents relating to the sales and marketing practices of TAP with regard to Lupron.

REQUEST NO. 4: All communications between AstraZeneca and its competitors regarding the sales and marketing practices relating to either: (a) any AstraZeneca drug; or (b) any drug of the competitor.

REQUEST NO. 5: All communications to AstraZeneca employees containing or establishing policies or practices regarding the sales and marketing practices relating to Zoladex. Documents sought by this request include, but are not limited to communications relating to any change in AstraZeneca-approved sales and marketing practices relating to Zoladex about which AstraZeneca's corporate designee Alan Milbauer testified at deposition on October 1, 2007.

REQUEST NO. 6: All communications between AstraZeneca and any of the following entities regarding AstraZeneca's sales and marketing practices regarding Zoladex or any other AstraZeneca drug: (a) the United States Department of Health and Human Services Office of

Inspector General; (b) the United States Department of Justice (including the office of any United States Attorney); (c) any committee or member of the United States Congress.

/s/ Robert S. Libman
One of the Attorneys for Plaintiff

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CERTIFICATE OF SERVICE

Lisa Mecca Davis certifies that she served a copy of the foregoing Requests upon all counsel of record, by LexisNexis File & Serve, this fifth day of October, 2007.

/s/ Lisa Mecca Davis
Lisa Mecca Davis