
STATE OF WISCONSIN,)	
)	
Plaintiff,)	Case No.: 04-CV-1709
)	
v.)	
)	
AMGEN INC., et. al.,)	
)	
Defendants.)	

THE JOHNSON & JOHNSON DEFENDANTS' ANSWERS AND OBJECTIONS TO PLAINTIFF'S FOURTH SET OF INTERROGATORIES TO ALL DEFENDANTS

Pursuant to Wisconsin Rule of Civil Procedure 804.08, defendants Johnson & Johnson, Janssen Pharm. Prods. L.P., McNeil-PPC, Inc., Ortho Biotech Prods., LP, and Ortho-McNeil Pharm. Inc. (the "J&J Defendants"), by their attorneys, answer and object to Plaintiff's Fourth Set of Interrogatories to All Defendants ("Plaintiff's Interrogatory") as follows:

PRELIMINARY STATEMENT

1. The J&J Defendants' answer and objections are made solely for the purposes of this action. The J&J Defendants' answer is subject to all objections as to competence, relevance, materiality, propriety, and admissibility, and to any and all other objections on any grounds that would require the exclusion of any statements contained herein if such Interrogatory was asked of, or statements contained herein were made by, a witness present and testifying in Court, all of which objections and grounds are expressly reserved and may be interposed at the time of trial.

2. The J&J Defendants' answer shall not be deemed to constitute admissions:

- a. that any particular document or thing exists, is relevant, non-privileged, or admissible in evidence; or
- b. that any statement or characterization in Plaintiff's Interrogatory is accurate or complete.

3. The J&J Defendants' answer is made based upon reasonable and diligent investigation conducted to date. Discovery and investigation in this matter are ongoing and the J&J Defendants reserve the right to amend their answer and to raise any additional objections they may have in the future. This answer was made based upon the typical or usual interpretation of words contained in Plaintiff's Interrogatory, unless a specific definition or instruction has been provided and/or agreed upon.

4. The J&J Defendants' answer to Plaintiff's Interrogatory contains information subject to the Protective Order in this matter and must be treated accordingly.

5. The J&J Defendants' answer to Plaintiff's Interrogatory is submitted without prejudice to the J&J Defendants' right to produce evidence of any subsequently discovered fact. The J&J Defendants accordingly reserve their right to provide further objections and answers as additional facts are ascertained.

GENERAL OBJECTIONS

The J&J Defendants object generally to Plaintiff's Interrogatory as follows:

1. The J&J Defendants object to Plaintiff's "Definitions" to the extent Plaintiff intends to expand upon or alter the J&J Defendants' obligations under the Wisconsin Rules of Procedure, in responding to Plaintiff's Interrogatory. The J&J Defendants will comply with Wisconsin Rules of Civil Procedure in providing their answer to Plaintiff's Interrogatory.

2. The J&J Defendants object to the definition of the word "Document(s)" on the grounds that it is vague and ambiguous and to the extent that it seeks to impose obligations beyond those imposed by the applicable Wisconsin Rules of Civil Procedure.

The J&J Defendants further object to this definition to the extent that it purports to require the J&J Defendants to identify or produce documents or data in a particular form or format, to convert documents or data into a particular file format, to produce documents or data on any particular media, to search for and/or produce or identify documents or data on back-up tapes, to produce any proprietary software, data, programs or databases, to violate any licensing agreement or copyright laws, or to produce data, fields, records, or reports about produced documents or data. The production of any documents or data or the provision of other information by the J&J Defendants as an accommodation to Plaintiff shall not be deemed to constitute a waiver of this objection.

3. The J&J Defendants object to Plaintiff's Interrogatory to the extent it calls for information not relevant to the issues in this action or not reasonably calculated to lead to the discovery of admissible evidence.

4. The J&J Defendants object to Plaintiff's Interrogatory to the extent it seeks information that is protected from disclosure by the work product doctrine, the attorney-client, accountant-client, consulting expert, or investigative privileges, any common interest or joint defense agreement, or any other applicable privilege or protection.

5. The J&J Defendants object to Plaintiff's Interrogatory to the extent it calls for information not within the J&J Defendants' possession, custody or control. In responding to Plaintiff's Interrogatory, the J&J Defendants have undertaken or will undertake a reasonably diligent and reasonable search of documents and information within the J&J Defendants' current possession, custody or control.

6. The J&J Defendants object to Plaintiff's Interrogatory to the extent it calls for information that is confidential, proprietary, and/or a trade secret of a third-party or is protected from disclosure by an agreement with a third-party.

7. The J&J Defendants object to Plaintiff's Interrogatory to the extent it

seeks disclosure of information that is a matter of public record, is equally available to the Plaintiff, or is already in the possession of the Plaintiff.

8. The J&J Defendants expressly incorporate the above General Objections in their answer to Plaintiff's Interrogatory set forth below as if set forth in full therein. An answer to Plaintiff's Interrogatory shall not operate as a waiver of any applicable specific or general objection.

ANSWERS AND OBJECTION TO INTERROGATORY

INTERROGATORY NO. 12:

With respect to the facts which you identify in response to interrogatories No. 6 and No. 8 identify each person having knowledge of each of these facts and identify which fact each person has knowledge of, and state the present business title, business address and home address of each such person.

ANSWER: The J&J Defendants incorporate by reference herein their objections and responses to Interrogatories Nos. 6 and 8. The J&J Defendants further object to Interrogatory No. 12 on the grounds that it is overly broad and unduly burdensome and to the extent it seeks information protected by the attorney-client privilege and work-product doctrine. The J&J Defendants also object to this Interrogatory because the J&J Defendants have not yet fully identified all individuals who may have knowledge of all of the facts that support the J&J Defendants' denials and Affirmative Defenses since discovery and investigation remain ongoing.

Notwithstanding the J&J Defendants' general and specific objections, and without waiving them, the J&J Defendants agree to produce or have already produced or offered to produce business records, in a manner to be negotiated and agreed upon between the parties, from which the answer to Interrogatory No. 12 may be obtained. The J&J

Defendants expressly reserve the right to supplement this Interrogatory Answer in the future.

March 22, 2007

A handwritten signature in black ink, appearing to read 'D. Schott', written over a horizontal line.

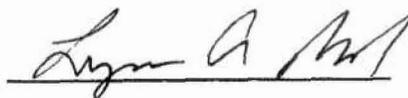
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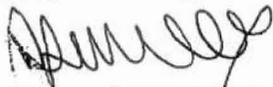
Verification

I, Lynn A. Neils, hereby certify that I have reviewed the forgoing J&J DEFENDANTS' ANSWERS AND OBJECTIONS TO PLAINTIFF'S FOURTH SET OF INTERROGATORIES TO ALL DEFENDANTS and that these are true and correct to the best of my knowledge based on all available information.



Lynn A. Neils

Subscribed and sworn to before me
this 20th day of March, 2007.

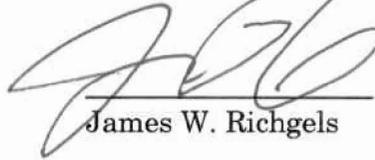


Notary Public, State of New York

ADELA MANGI
Notary Public, State of New York
No. 02MA816881
Qualified in New York County
Commission Expires Jan. 16, 2011

Certificate of Service

I, James W. Richgels, hereby certify that on this 22nd day of March 2007, a true and correct verified copy of the previously served **J&J DEFENDANTS' ANSWERS AND OBJECTIONS TO PLAINTIFF'S FOURTH SET OF INTERROGATORIES TO ALL DEFENDANTS** was served on all counsel of record by Lexis Nexis File & Serve®.


James W. Richgels