

prescription drug markets set forth in Merck's responses to Interrogatories No. 6 and No. 8 are known to hundreds, thousands, or even tens of thousands of persons. Determining the specific identity of each such person would be an unduly burdensome task. Merck also objects on the grounds that, in its responses to Plaintiff's Interrogatories (Set No. 3) and Document Requests (Set No. 4), Merck has identified or agreed to produce documents from which many of the persons with knowledge can be identified. The burden of reviewing such documents and determining the identities of these persons and ascertaining their knowledge of the facts set forth in Merck's responses to Interrogatories Nos. 6 and 8 is substantially the same for Plaintiff as for Merck. Merck also objects that this Interrogatory is premature, in that discovery is not complete and that many of the persons can only be identified by discovery of third parties or of Plaintiff, and Plaintiff's responses to Defendant's discovery to date have not been adequate to enable Merck to identify the specific persons with knowledge. For example, Plaintiff has not yet identified a single person with knowledge in response to Merck's discovery addressed to the Direct Price reimbursement of Merck's drugs by the State.

Dated this 19th day of March, 2007.

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CERTIFICATE OF SERVICE

I, Robert B. Funkhouser, hereby certify that on this 19th day of March, 2007, a true and correct copy of the foregoing Defendant Merck & Co., Inc.'s Response and Objections to Plaintiff State of Wisconsin's Interrogatories (Set. No. 4) to All Defendants was served on all counsel of record by Lexis Nexis File & Serve[®].

/s/ Robert B. Funkhouser

Robert B. Funkhouser