

objections as to the vagueness, ambiguity, or other infirmity in the form of any Interrogatory or Request; (c) any objections based on the undue burden imposed by any Request; (d) any objections to the use of the documents or information that may be produced in response to the Interrogatories or Requests at any hearings or at trial; (e) any objections to any further Interrogatories or Requests involving or relating to the subject matter of the Interrogatories and Requests; and (f) any privileges, rights, or immunity under the Wisconsin Rules of Civil Procedure, statutes, or common law.

3. No objection made herein, or lack thereof, is an admission by Sandoz as to the existence or non-existence of any information.

4. Sandoz reserves its right to amend, supplement, and/or to withdraw any objection set forth herein on the basis of documents or information found during its investigation or any discovery that might be taken in this action. Sandoz expressly reserves its right to rely, at any time including at trial, upon subsequently discovered documents, information or information omitted from any response as a result of mistake, oversight, or inadvertence.

5. Sandoz objects to each Interrogatory and Request to the extent it imposes or purports to impose discovery obligations greater than, or inconsistent with, Sandoz' obligations under the Wisconsin Rules of Civil Procedure and to the extent that the State seeks discovery beyond that permitted by such Rules.

6. Sandoz objects to each Interrogatory and Request to the extent it seeks information or documents protected from disclosure by the attorney-client privilege, the work-product doctrine, or any other applicable privilege, immunity, or protection against disclosure.

7. Sandoz objects to each Interrogatory and Request to the extent it seeks the production of proprietary or commercially-sensitive information including, but not limited to, personal financial information, confidential and/or proprietary research, procedures and processes relating to the pricing of pharmaceuticals, current and past marketing plans and methods, and current and past business planning and financial information. Sandoz' production of any document or provision of information pursuant to these Interrogatories and Requests shall not be construed as a waiver of confidentiality of any such document or information.

8. Sandoz objects to each Interrogatory and Request to the extent it requires Sandoz to disclose information or produce documents outside of Sandoz' possession, custody, or control and/or no longer in existence, to seek information about or produce documents from persons not currently employed or associated with Sandoz, or to provide or search for information or produce documents in the possession, custody or control of non-parties, including former employees. At the appropriate time, Sandoz will disclose information and produce documents that are within its possession, custody or control.

9. Sandoz objects to each Interrogatory and Request to the extent it seeks information or documents already in the State's possession, custody, or control or in the possession, custody, or control of any of the State's officers, employees, agents, agencies, or departments. Sandoz further objects to each Interrogatory and Request to the extent it requires Sandoz to search for information publicly available, or to search for information or documents for which the burden of deriving or ascertaining the information or documents is substantially the same or less for the State or any of its officers, employees, agents, agencies, or departments as it is for Sandoz.

10. Sandoz objects to each Interrogatory and Request to the extent it is duplicative or cumulative of other Requests, Interrogatories, or other discovery requests propounded by the State. Each document that may be produced in response to a specific Interrogatory or Request is deemed to be produced in response to every other Request, Interrogatory, or discovery request of the State to which the document or information is or may be responsive.

11. Sandoz objects to each Interrogatory and Request as unduly burdensome to the extent it purports to seek the production of “all” documents relating to a subject matter.

12. Sandoz objects to any implications and to any explicit or implicit characterization of facts, events, circumstances, or issues described in the Interrogatories or Requests. Sandoz’ production of documents or information in connection with a particular Interrogatory or Request is not intended to indicate that Sandoz agrees with any implication or any explicit or implicit characterization of facts, events, circumstances, or issues described in the Interrogatories and Requests, or that such implications or characterizations are relevant to this action.

13. Sandoz objects to the lack of a defined time period to the extent it requires documents to be produced dated after the filing of the original complaint on November 4, 2004 or outside of the relevant statute of limitations.

14. The information produced in response to these Interrogatories and Requests are for use in this litigation and for no other purpose.

OBJECTIONS TO DEFINITIONS AND INSTRUCTIONS

1. Sandoz objects to Plaintiff’s “Definitions” and “Instructions” to the extent that they purport to expand upon or alter Sandoz’ obligations under the Wisconsin Rules and Court orders.

2. Sandoz objects to Plaintiff's definition of the terms "you," "your," and "your company" as set forth in Definition 1 as overbroad, unduly burdensome, vague, ambiguous and on the grounds that the definition as applied would impose discovery obligations beyond those set forth in the Wisconsin Rules of Civil Procedure. Sandoz further objects that the definition would require Sandoz to speculate as to "any other persons acting or purporting to act on behalf of defendants or their subsidiaries or predecessors." Sandoz also objects to this definition to the extent it extends to any corporate entity other than Sandoz Inc. or to the extent it includes or purports to include persons other than the Sandoz officers, directors, employees, and agents who have knowledge of the facts or events relevant to the State's claims against Sandoz. Sandoz will disclose information only that is within the possession, custody, or control of Sandoz Inc.

3. Sandoz objects to the definition of "document" and "documents" in Definition No. 2 to the extent that it seeks to impose discovery obligations that are broader than, or inconsistent with, Sandoz' obligations under the Wisconsin Rules of Civil Procedure. Sandoz further objects to this definition to the extent it would require Sandoz to: (a) produce multiple copies of the same document or to conduct an unduly burdensome search for duplicative information including, among other things, electronic databases containing overlapping information; (b) search for and produce any documents and/or data on back-up tapes or from locations not reasonably accessible; (c) produce any proprietary software, data, programs or databases; and (d) violate any licensing agreements, copyright laws, or proprietary rights of third parties.

**RESPONSES AND OBJECTIONS TO INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS**

Sandoz incorporates its General Objections and its Objections to Definitions and Instructions (collectively “Objections”) in each of the responses that follow. The specific objections set forth in each response are in addition to the Objections and unless otherwise specified, Sandoz’ responses are limited in accordance with each of its objections.

INTERROGATORIES

INTERROGATORY NO. 6: With respect to any allegation of the Amended Complaint which you denied in your answer state each fact that supports each such denial.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 6 on the grounds that it is overly broad, unduly burdensome, harassing, intended to multiply Sandoz’ costs of defense, and unreasonably attempts to shift Plaintiff’s burden of proof to Sandoz by requiring Sandoz to “prove” a negative – the absence of proof of Plaintiff’s allegations. Plaintiff’s Second Amended Complaint contains 100 paragraphs, many of which include multiple allegations. Yet, Interrogatory No. 6 purports to require Sandoz to identify facts in support of each and every denial – no matter how insignificant or minor the allegation – when it is Plaintiff’s burden to prove its allegations, not Sandoz’ burden to disprove them. This type of blunderbuss interrogatory is particularly objectionable in light of the fact that Sandoz has produced more than 90,000 pages of documents in discovery to date and two knowledgeable witnesses, pursuant to § 804.05(2)(e), Wis. Stats., for deposition by Plaintiff (Sandoz also plans to produce a significant amount of data shortly). Sandoz further objects to Interrogatory No. 6 to the extent it seeks information regarding Sandoz’ legal conclusions, including information protected from discovery by the work product doctrine, the attorney-client privilege, or other applicable privilege or protection. Finally, assuming *arguendo* that Interrogatory No. 6 is not objectionable on the grounds previously stated, it is a premature contention interrogatory at this

stage of discovery because (i) discovery from Plaintiff and third parties is still pending and (ii) Interrogatory No. 6 purports to require Sandoz to articulate theories of its case that are not yet fully formulated, but that continue to develop as discovery progresses.

INTERROGATORY NO. 7: Identify each document that supports each such denial.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 7 on the grounds set forth in its Response to Interrogatory No. 6, above.

INTERROGATORY NO. 8: With respect to each affirmative defense you assert in your answer to the Amended Complaint state the facts which support that defense.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 8 on the grounds that it is overly broad, unduly burdensome, harassing, and intended to multiply Sandoz' costs of defense. Interrogatory No. 8 purports to require Sandoz to provide a narrative account of all of the factual support for all of the affirmative defenses asserted in its answer. This type of blunderbuss interrogatory is particularly objectionable in light of the fact that Sandoz has produced more than 90,000 pages of documents in discovery to date and two knowledgeable witnesses, pursuant to § 804.05(2)(e), Wis. Stats., for deposition by Plaintiff (Sandoz also plans to produce a significant amount of data shortly). In addition, certain affirmative defenses asserted by Sandoz are based on the words and acts of Plaintiff, and, therefore, proof of these defenses (or counter-proof) should be within Plaintiff's own knowledge. Sandoz further objects to Interrogatory No. 8 to the extent it seeks information regarding Sandoz' legal conclusions, including information protected from discovery by the work product doctrine, the attorney-client privilege, or other applicable privilege or protection. Assuming *arguendo* that Interrogatory No. 8 is not objectionable on the grounds previously stated, it is a premature contention interrogatory at this stage of discovery because (i) discovery from the

plaintiff and third parties is still pending, and (ii) Interrogatory No. 8 purports to require Sandoz to articulate theories of its case that are not yet fully formulated, but that continue to develop as discovery progresses.

INTERROGATORY NO. 9: Identify each document that supports the facts upon which you base each such affirmative defense.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 9 on the grounds set forth in its Response to Interrogatory No. 8, above.

INTERROGATORY NO. 10: Have you ever communicated directly with any official of the State of Wisconsin about the prices of any of your drugs, including AWP, WACs, or any other prices irrespective of the nomenclature used.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 10 on the grounds that it is overly broad and unduly burdensome because (i) it purports to require information relating to “your drugs” thus including Sandoz drugs that are not named in the Second Amended Complaint and, therefore, not at issue in this litigation; (ii) it is not limited by timeframe; and (iii) it does not specify with appropriate particularity the subject officials within the State of Wisconsin addressed by the interrogatory. Sandoz further objects on the grounds that it is vague and ambiguous because the term “official of the State of Wisconsin” is undefined. Moreover, the interrogatory is unreasonably cumulative and duplicative of Topics 17 and 19 of the Amended Notice of Deposition of Defendant Sandoz Inc. pursuant to which the State completed its examination of Sandoz on January 25, 2007. Sandoz further objects to the extent the request is duplicative of Plaintiff’s Request for Production No. 4 in Plaintiff’s First Set of Interrogatories and Requests for Production of Documents to Defendant Sandoz Inc., Plaintiff’s Interrogatories No. 3 and No. 4 of Plaintiff’s First Set of Interrogatories to All

Defendants, and Request for Production No. 3 of Plaintiff's First Set of Requests for Production of Documents to All Defendants.

INTERROGATORY NO. 11: If the answer to Interrogatory No. 10 is yes, identify all such communications by date, time, and purpose, the persons who communicated this information, the persons to whom this information was communicated, who said what to whom or who wrote what to whom, and identify any documents containing or describing the information communicated to Wisconsin officials.

RESPONSE: In addition to its foregoing Objections, Sandoz objects to Interrogatory No. 11 on the grounds set forth in its Response to Interrogatory No. 10, above.

DOCUMENT REQUESTS

DOCUMENT REQUEST NO. 12: Produce each document identified in response to Interrogatory Nos. 7, 9 and 11.

RESPONSE: Sandoz incorporates its Responses to Interrogatory Nos. 7, 9 and 11, above.

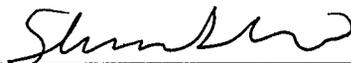
DOCUMENT REQUEST NO. 13: Produce any documents commenting on, concerning or about how or to what extent wholesalers mark up drugs for resale including, but not limited to, any documents relating to the case of Brand Name Prescription Drugs Antitrust Litigation, 94 C 897 (N.D. Ill.).

RESPONSE: Sandoz objects to Request No. 13 on the grounds that it is overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence because it purports to require production of "any" document and purports to require production of documents relating to "drugs" without limitation to those relevant to this litigation. Sandoz further objects to this Request because it is unduly cumulative and duplicative of Topic 9 of the Amended Notice of Deposition of Defendant Sandoz Inc. pursuant to which the State completed its examination of Sandoz on January 25, 2007. Subject to and without waiver of this objection, Sandoz responds to this Request that to the extent it seeks documents "relating to the

case of Brand Name Prescription Drugs Antitrust Litigation” Sandoz was not a party to that litigation.

Dated: March 13, 2007

FRIEBERT, FINERTY & ST. JOHN, S.C.

By: 

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Certificate of Service

I, Shannon Allen, hereby certify that on this 13th day of March, 2007, a true and correct copy of the foregoing Defendant Sandoz Inc.'s Responses and Objections to Plaintiff's Interrogatories No. 3 and Requests for Production of Documents No. 4 (to All Defendants) was served the plaintiff's counsel via first class mail and to all counsel of record by Lexis Nexis File & Serve.

/s/ Shannon A. Allen