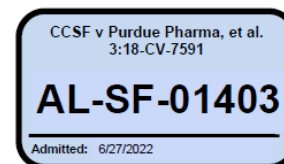


**MDL 30(b)(6) Deposition - November 2, 2018 Amended Deposition Aid**

No.	Topic	Objections	Response	Materials Reviewed
3	<p>The structure of Your sales and/or Marketing departments for Opioid Products, including the job responsibilities for each position in Your sales and Marketing departments, the lines of direct or indirect reporting for each position, and whether the position's compensation is based in whole or in part on levels of sales of Controlled Substances or Opioid Products.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to this Topic as overly broad and unduly burdensome to the extent it seeks testimony regarding a number of broadly worded topics over two decades, including detailed information regarding "job responsibilities for each position in Your sales and Marketing departments," "the lines of direct or indirect reporting for each position," and whether the position's compensation is based in whole or in part on levels of sales of Controlled Substances or Opioid Products." Finally, Allergan Finance objects to this Request to the extent it seeks information more appropriately sought through written interrogatories, document requests, or other forms of discovery that are less burdensome and more appropriate vehicles for the information sought.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to provide testimony regarding a general description of (i) the sales and marketing departments for Allergan Finance with respect to Kadian® and Norco®, (ii) the roles of employees in these departments, and (iii) the lines of reporting for these departments, to the extent this information is reasonably available.</p>	<p>Based on Allergan Finance's investigation to-date, the sales and marketing department for Kadian® at Actavis LLC f/k/a Actavis Inc. (divested entity) consisted of Jennifer Altier<sup>1</sup> and Lisa Miller. These two employees were responsible for developing marketing materials for Kadian®. They reported to Nathalie Leitch, who reported to Terry Fullem.</p> <p>Based on Allergan Finance's investigation to-date, the sales and marketing department for Norco® at Watson Pharma, Inc. (divested entity) consisted of sales representatives, who reported to Regional Sales Managers. There were at least three Regional Sales Managers (Dirk Pica, Bill Chase, and Jim Wallace). The Regional Sales Managers were responsible for overseeing the activities of the sales representatives. These Regional Sales Managers reported to the Executive Director of Sales, Mike Pusateri.</p> <p>Based on Allergan Finance's investigation to date, the sales and marketing department for generic opioids at Actavis LLC f/k/a Actavis Inc. (divested entity) consisted of product managers, a Director of Marketing, and a Vice President of Sales and Marketing. Product managers included David Myers (Senior Manager, Products &amp; Communications), and Rachelle Galant (Senior Product Manager). Jinping McCormick was the Director of Marketing, and Michael Perfetto was the Vice President of Sales and Marketing. (ALLERGAN_MDL_00472853, ALLERGAN_MDL_01058583)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies<sup>2</sup> that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at</p>	<p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p> <p><input type="checkbox"/> Discussions with Jennifer Altier, Nathalie Leitch, and Dirk Pica</p> <p><input type="checkbox"/> Reviewed documents related to sales and marketing of generic opioids</p>



<sup>1</sup> Jennifer Altier was a third party consultant retained pursuant to contracts signed by Actavis Kadian LLC and later Actavis Pharma, Inc. f/k/a Watson Pharma, Inc., both divested entities.

<sup>2</sup> The Actavis Generic Companies includes the following entities divested to Teva Pharmaceutical Industries Ltd. in 2016: Actavis South Atlantic LLC; Actavis Mid Atlantic LLC; Actavis Laboratories UT, Inc. f/k/a Watson Laboratories, Inc. Salt Lake City; Actavis Elizabeth LLC; Actavis Totowa LLC; Actavis Laboratories FL, Inc. f/k/a Watson Laboratories, Inc. - Florida; Watson Laboratories, Inc.; Actavis Pharma, Inc. f/k/a Watson Pharma, Inc.; Actavis LLC f/k/a Actavis Inc.

MDL 30(b)(6) Deposition - November 2, 2018 Deposition

No.	Topic	Objections	Response	Materials Reviewed
			<p>Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.<sup>3</sup></p>	
4	<p>The identities of all Persons in Your sales department whose responsibilities included the Branded or Unbranded Marketing or sales of Opioids or Opioid Products, including the job responsibilities for each Person, their direct or indirect reports, the existence and location of their performance reviews (annual or otherwise) and the existence and location of records of any employment decisions (e.g., the basis for any promotions, demotions, raises, admonitions, disciplinary decisions, hiring, or firing) and for each position, whether their compensation is based, in whole or in part, on levels of sales of Controlled Substances or Opioid Products.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the identity and a general description of the <b>primary individuals</b> in the sales and marketing departments for Allergan Finance whose <b>responsibilities include(d) the marketing or sales of Kadian® and Norco®</b>, to the extent this information is reasonably available. For each individual, Allergan Finance agrees to identify, to the extent reasonably available, each individual's <b>job title</b>, whether a <b>personnel file</b> exists that contains performance reviews and employment decisions, and whether the individual's compensation was based on the sale of Kadian® and Norco®.</p>	<p>Based on Allergan Finance's investigation to-date, the following persons were the primary individuals in the sales and marketing departments whose responsibilities included the marketing or sales of Norco® at <b>Watson Pharma, Inc.</b> (divested entity) from 1997 - 2003: Dirk Pica (Regional Sales Manager), Bill Chase (Regional Sales Manager), Jim Wallace (Regional Sales Manager), and Mike Pusateri (Executive Director, Sales).</p> <p>Based on Allergan Finance's investigation to-date, the following persons were the primary individuals in the sales and marketing departments whose responsibilities included the marketing or sales of Kadian® at Actavis LLC f/k/a Actavis Inc. (divested entity) from 2009 - 2013: Nathalie Leitch (Associate Marketing Director), Jennifer Altier (Marketing Director - Consultant), and Lisa Miller (Product Manager - Consultant).</p> <p>Based on Allergan Finance's investigation to-date, the following persons were the primary individuals in the sales and marketing departments whose responsibilities included the marketing or sales of Kadian® and Norco® from 2014 until December 2020, when they were voluntarily discontinued: Michael Kuderka (Executive Director, Marketing Established Brands), and Julie Snyder (Associate Vice President, Marketing).</p> <p>Based on Allergan Finance's investigation to date, the following persons were the primary individuals in the sales and marketing departments at Actavis LLC f/k/a Actavis Inc. (divested entity) whose responsibilities included the marketing or sale of generic opioids: Michael Perfetto (Vice President, Sales and Marketing), Jinping McCormick (Director of Marketing), David Myers (Senior Manager,</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</li> <li><input type="checkbox"/> Discussions with Jennifer Altier, Nathalie Leitch, Dirk Pica, and Andrea Alfano</li> <li><input type="checkbox"/> Reviewed documents related to sales and marketing of generic opioids</li> </ul>

<sup>3</sup> The named parties to this case include Actavis Elizabeth LLC; Actavis Kadian LLC; Actavis LLC f/k/a Actavis Inc. ; Actavis Laboratories FL, Inc.; Actavis Laboratories UT, Inc.; Actavis Mid Atlantic LLC; Actavis Pharma, Inc. f/k/a Watson Pharma, Inc.; Actavis South Atlantic LLC; Actavis Totowa LLC; Watson Laboratories, Inc.

**MDL 30(b)(6) Deposition - November 2, 2018 Deposition**

No.	Topic	Objections	Response	Materials Reviewed
			<p>Products &amp; Communications), and Rachele Galant (Senior Product Manager). (ALLERGAN_MDL_00472853, ALLERGAN_MDL_01058583)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p> <p>Dirk Pica's personnel file contains performance reviews, employment decisions, and compensation information. Dirk Pica's personnel file shows that he received a bonus which was 75% based on objective market share and market share change for his portfolio of products, and the remaining 25% was based on his manager's assessment of his performance. Julie Snyder's personnel file contains performance reviews, employment decisions, and compensation information. Julie Snyder's compensation was not tied to the performance of opioids. Jim Wallace's personnel file does contain performance reviews, employment decisions, and compensation information. There was no compensation information in Jim Wallace's personnel file that showed that his compensation was tied to the performance of opioids. Mike Pusateri's personnel file contains performance reviews and employment decisions, but not compensation information.</p> <p>Allergan Finance does not have personnel files for Michael Perfetto, Jinping McCormick, Rachele Galant, David Myers, Nathalie Leitch, Jennifer Altier, Lisa Miller, Michael Kuderka, or Bill Chase. Because these are former employees of the Actavis</p>	

MDL 30(b)(6) Deposition - November 2, 2018 Deposition

No.	Topic	Objections	Response	Materials Reviewed
			<p>Generics Companies without personnel files, Allergan Finance is unable to confirm or deny whether these individual's compensation was based on the sale of opioids.</p>	
8	<p>The identity of the Persons responsible for developing or implementing training for Your sales and Marketing departments, including for developing or implementing any written materials or instructions to Your Marketing or sales people regarding promoting or selling Opioids or Opioid Products or for developing or implementing any training on identifying, reporting, or investigating the possible Diversion of Opioids or Opioid Products or identifying, investigating, or reporting Suspicious Orders.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance objects to this Request to the extent it seeks information more appropriately sought through written interrogatories, document requests, or other forms of discovery that are less burdensome and more appropriate vehicles for the information sought.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the identity of the primary individuals who provided training to (i) individuals who promoted Kadian® and Norco® (to the extent there were any) and (ii) individuals who were involved in the suspicious order monitoring program for Kadian® and Norco®, to the extent reasonably available.</p>	<p>Based on Allergan Finance's investigation to date, the following persons provided training to Norco® sales representatives at Watson Pharma, Inc. (divested entity): Brian Russell (Watson, Sales Representative, Region 1300), Jeff Young (Watson, Sales Representative, Region 1500), Dirk Pica (Watson, Regional Sales Manager), and Joel Moerer (Watson, Sales Representative, Region 2200). (ALLERGAN_MDL_01679057)</p> <p>The following persons are identified on agendas as presenters at training sessions for the sales representatives Actavis Kadian LLC (divested entity) hired from Inventiv to promote Kadian® and informed doctors about the availability of certain generic opioids: Ben Allen (Area Business Manager (OR, WA, ID, MT, AK, Northern CA) - inVentiv), Jennifer Altier (Marketing Manager - Actavis), Ara Arahamian (Director, Pricing &amp; Contracting - Actavis), Lou Bonomo (Associate Director, Electronic Data Management - inVentiv), David Chidley (Director, Managed Markets - inVentiv), Gerard Cignarella (Marketing - Actavis), Sandra Connon (Area Business Manager (IN, MI, and OH) - inVentiv), Charles Florio, Jr. (Training Manager - inVentiv), Tricia Glover (Chief Compliance Officer - inVentiv), Chris Hepp (Regional Business Director, West Region - inVentiv), Mike Hilton (Consultant - Actavis), Mark Killion (Midwest Region Business Director - inVentiv), Nathalie Leitch (Director, Specialty Rx Products - Actavis), John Librie (Consultant - Actavis), Scott Miller (Director of Compliance - inVentiv), Patrick McClanahan (Regional Business Director, Southeast Region - inVentiv), Joelle Novak (Project Manager - inVentiv), Jim Picioccio (Training Manager - inVentiv), Lori Petrovsky (Senior Rebate Specialist - inVentiv), Sandra Russo (Project Manager - inVentiv), Mike Shepherd (Regional Business Director - inVentiv), Richie Sonatag (Area Business Manager (OK, CO, KS, IA, and NE) - inVentiv), Sandra Tanga (Project Manager - inVentiv). (See e.g., ALLERGAN_MDL_01479008; ALLERGAN_MDL_01740551; ALLERGAN_MDL_01740619;</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed documents discussing Norco® sales rep awards</li> <li><input type="checkbox"/> Reviewed Inventiv training agendas (2009-2012)</li> <li><input type="checkbox"/> Reviewed documents related to sales and marketing of generic opioids</li> <li><input type="checkbox"/> Discussion with Dirk Pica</li> </ul>

**MDL 30(b)(6) Deposition - November 2, 2018 Deposition**

No.	Topic	Objections	Response	Materials Reviewed
			<p>ALLERGAN_MDL_02779512; ALLERGAN_MDL_02779516).</p> <p>Jim Picioccio, a training manager retained pursuant to a contract between Actavis Kadian LLC and Ventiv Commercial Services, LLC, led the Kadian® Corrective Message Training in August 2010, after Actavis's receipt of the FDA Warning Letter. (ALLERGAN_MDL_01051294)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
9	<p>The identity of all Persons responsible for setting compensation for Your sales force and the components of that compensation for each year.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance objects to this Request to the extent it seeks information more appropriately sought through written interrogatories, document requests, or other forms of discovery that are less burdensome and more appropriate vehicles for the information sought.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the identity of the primary Persons involved with setting compensation for individuals who promoted Kadian® and Norco® (to the extent there were any) and the components of that compensation, to the extent reasonably available.</p>	<p>Actavis Kadian LLC (divested entity) retained Ventiv Commercial Services, LLC to market and sell Kadian® from May 1, 2009 to December 31, 2012. Base salaries for sales representatives were agreed upon in contracts between Actavis Kadian LLC (divested entity) and Ventiv. Bonuses were determined by Actavis Kadian LLC and Ventiv and were based upon a methodology found in the Master Services Agreement between Actavis Kadian LLC (divested entity) and Ventiv. (ALLERGAN_MDL_00988613) The sales incentive program provided for bonuses to be paid based on individual territory Kadian® Capsule sales as a percentage of a pre-determined annual sales quota. Target payout for 100% quota attainment was \$20,000 for sales reps and \$32,000 for regional managers. No bonus was earned until 85% of the quota was met.</p> <p>The Ventiv sales force retained by Actavis Kadian LLC (divested entity) also received compensation for</p>	<p><input type="checkbox"/> Reviewed Inventiv contract and amendments (amendments included increasing duration of contract, changes in # of reps, etc)</p> <p><input type="checkbox"/> Reviewed documents related to compensation for Inventiv sales reps</p> <p><input type="checkbox"/> Discussions with Dirk Pica and Andrea Alfano</p>

**MDL 30(b)(6) Deposition - November 2, 2018 Deposition**

No.	Topic	Objections	Response	Materials Reviewed
			<p>informing doctors about the availability of generic oxymorphone in 2011. In the four regions with the top oxymorphone sales, the top five sales reps with the highest individual sales within the region received a bonus, of \$1,250, \$850, \$700, \$600, or \$500. The top sales rep in the nation received a bonus of \$1,500, and the second top sales rep in the nation received a bonus of \$1,000. The top Regional Business Director in the nation received a bonus of \$2,000. (ALLERGAN_MDL_00186509)</p> <p>In 2001, Watson Pharma, Inc. (divested entity) had a bonus plan for Regional Sales Managers promoting Norco®. Dirk Pica's personnel file shows that 75% of his compensation was based on objective market share and market share change for his portfolio of products, and the remaining 25% was based on his manager's assessment of his performance.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
10	<p>Identification of Your policies and procedures for, and the identity of all Persons responsible for, interacting with the U.S. Food and Drug Administration ("FDA"), the DEA, the U.S. Department of Justice, or other state and federal government agencies.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance also objects to the extent this Topic calls for information, including that regarding "interacting with . . . the U.S. Department of Justice" as well as numerous other "state and federal government agencies" that is irrelevant to Plaintiffs' claims. Allergan Finance objects to this Request to the extent it seeks information more appropriately sought through written interrogatories, document requests, or other forms of</p>	<p>The current written policy regarding communications with regulatory agencies, including the FDA, can be found at ALLERGAN_MDL_03367352.</p> <p>The primary individual Actavis LLC f/k/a Actavis Inc. and its subsidiaries (all divested entities) who interacted with the FDA regarding Kadian® and generic opioids was Terri Nataline. (J. Altier Dep., 61:21-62:1) (ALLERGAN_MDL_01396751, ALLERGAN_MDL_01399387)</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</li> <li><input type="checkbox"/> Reviewed documents related to communications with the FDA</li> <li><input type="checkbox"/> Review policy regarding communication with the FDA</li> <li><input type="checkbox"/> Discussion with Terri Nataline</li> </ul>

**MDL 30(b)(6) Deposition - November 2, 2018 Deposition**

No.	Topic	Objections	Response	Materials Reviewed
		<p>discovery that are less burdensome and more appropriate vehicles for the information sought.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to identify current written policies and procedures regarding Allergan Finance's interaction with the FDA and the DEA relating to Kadian® and Norco® as well as the identity of the primary individuals involved with Allergan Finance's interaction with the FDA and the DEA relating to Kadian® and Norco®, to the extent reasonably available.</p>	<p>Based on Allergan Finance's investigation to date, Allergan Finance has not identified the primary individual who interacted with the FDA regarding Norco®.</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
11	<p>Your relationship with, compensation paid by You to, and the identity of the Persons who interacted with, the following Person(s)/entity(s) regarding Opioids or Opioid Products:</p> <ul style="list-style-type: none"> <li>(a) American Academy of Pain Medicine;</li> <li>(b) American Pain Society;</li> <li>(c) American Pain Foundation;</li> <li>(d) American Geriatrics Society;</li> <li>(e) American Chronic Pain Association;</li> <li>(f) American Society of Pain Educators;</li> <li>(g) The National Pain Foundation;</li> <li>(h) Pain and Policy Studies Group;</li> <li>(i) Federation of State Medical Boards;</li> <li>(j) American Society of Pain Management Nursing;</li> <li>(k) Academy of Integrative Pain Management;</li> <li>(l) U.S. Pain Foundation;</li> <li>(m) Cancer Action Network;</li> </ul>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding a general description of its relationship with the listed individuals and entities (to the extent a relationship exists) for the purpose of promoting Kadian® and Norco®, to the extent reasonably available.</p>	<p>Allergan Finance, LLC does not have a relationship with the listed individuals or entities for the purpose of promoting Kadian® or Norco®.</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	<p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p>

MDL 30(b)(6) Deposition - November 2, 2018 Deposition

No.	Topic	Objections	Response	Materials Reviewed
	(n) Washington Legal Foundation; (o) The Center for Practical Bioethics; (p) The Joint Commission; (q) Pain Care Forum; (r) Russell Portenoy, M.D.; (s) Perry Fine, M.D.; (t) Scott Fishman, M.D.; (u) Lynn Webster, M.D.; (v) Mitchell Max, M.D.; (w) J. David Haddock, M.D.; (x) Barry Cole, M.D.; (y) Joseph Pergolizzi, M.D.; (z) Willem Scholten; and (aa) Alan Spanos, M.D.			
12	The identity of any Person or entity, including any third party or any Defendant in this Action, who provided You with sales, distribution or prescribing data about Opioids or Opioid Products and the Person(s) who were the point of contact for each entity and the type of data provided by each.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Topic as overly broad and unduly burdensome to the extent it seeks testimony regarding “any” such individual or entity; Allergan Finance agrees to provide information regarding the primary such entities or individuals. Further, Allergan Finance objects to the phrase “sales, distribution, or prescribing data” as vague and ambiguous in this context; Allergan Finance interprets these terms to refer to data regarding prescriptions of Kadian® and Norco®.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to identify any Person or entity, including any third party or any Defendant in this Action, who provided Allergan Finance with sales, distribution or prescribing data about Kadian® and Norco® and the Person(s) who were the point of contact for each entity and the type of data provided by each, to the extent reasonably available.</p>	<p>See separate Chart for Topic 12 listing the identity of the Persons or entities who provided sales, distribution, or prescribing data about opioids, the point person for each entity, and the type of data provided by each entity.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC’s investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers</p>	<input type="checkbox"/> Discussions with Jennifer Altier and Nathalie Leitch  <input type="checkbox"/> Reviewed contracts and exemplar data sets from IMS, Wolters Kluwer, MediMedia, ValueCentric, and Tegra Analytics



**MDL 30(b)(6) Deposition - November 2, 2018 Deposition**

No.	Topic	Objections	Response	Materials Reviewed
			Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.	
13	The identity of all Persons who received, reviewed, analyzed, or prepared reports for You using sales, distribution or prescribing data about Opioids or Opioid Products, from the following entities: IQVIA Holdings, Inc.; IMS Health; QuintilesIMS; IQVIA; Pharmaceutical Data Services; Source Healthcare Analytics; NDS Health Information Services; Verispan; Quintiles; SDI Health; ArcLight; Scription; Wolters Kluwer; and/or PRA Health Science, and all of their predecessor or successor companies, subsidiaries, or affiliates.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance objects to this Topic as overly broad and unduly burdensome to the extent it seeks testimony regarding “all” such “Persons” who “received, reviewed, analyzed or prepared reports” using data from a large number of sources.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to identify Persons who <b>received, reviewed, analyzed, or prepared reports</b> for Allergan Finance using sales, distribution or prescribing data about Kadian® and Norco® from the entities identified in this topic, to the extent reasonably available.</p>	<p>Actavis LLC f/k/a Actavis Inc. (divested entity) obtained data about opioids from IMS Health and Wolters Kluwer during the time period it promoted Kadian®. The persons who received, reviewed, analyzed, or prepared reports for Actavis LLC f/k/a Actavis LLC (divested entity) using this data include: Alana Dundas (Actavis - Senior Marketing Sales Analyst), Andrew Boyer (Actavis - Senior VP, Sales and Marketing), Ara Aprahamian (Actavis - Director, Pricing &amp; Contracting), Bob Miranda (Actavis - Sr. Financial Analyst, Revenue Accounting), Cheryl De La Cruz (Actavis - Pricing &amp; Marketing Specialist), Christine Maiolo (Actavis - Manager, Pricing and Business Analytics), Daniel Motto (Actavis - SVP, Business Development &amp; Portfolio Management), Doug Boothe (Actavis - Chief Executive Officer), Ivan Shaw (Actavis - Medical Director, Medical Affairs), James Williamson (Actavis - Global Vice President, Finance and Operations), Jeannette Barrett (Actavis - Senior Medical Director), Jennifer Altier, Jinping McCormick (Actavis - Director of Marketing), John Reed, Lisa Miller (Actavis - Product Manager, Consultant), Lorraine Rogalsi, Marc Falkin (Actavis - VP, Marketing, Pricing &amp; Contracts, US Generics), Mark Palmisano, Michael Perfetto (Actavis - Vice President, Sales and Marketing), Michael Turnamian (Actavis - Manager, US Generic Portfolio), Nancy Baran (Actavis - Executive Director, Customer Relations Operations), Nat Caserta, Nathalie Leitch (Director, Specialty Rx Products), Patrick LaClair, Peter Shubiak, Ravi Vatsyayan, Renata Degady (Actavis - Associate Director, Portfolio Management, Generic Pharmaceutical), Richard Devivo (Actavis - Senior Market Research Analyst, Generics), Robert Reid (Actavis - Director of Managed Markets), Samuel Oliver (Actavis - Sr. Systems Analyst), Soojung Chung (Actavis - Contracts Specialist), Stephen Gallagher (Actavis - VP, Finance), Terrence Fullem (Actavis - VP, Commercial Development), Umesh Solanki, and Inventiv.</p> <p>(ALLERGAN_MDL_02081791,  ALLERGAN_MDL_02081804,  ALLERGAN_MDL_02081825,  ALLERGAN_MDL_02081838,  ALLERGAN_MDL_01150590,  ALLERGAN_MDL_00679014,</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Discussions with Jennifer Altier and Nathalie Leitch</li> <li><input type="checkbox"/> Reviewed documents reflecting analysis of data from IMS and Wolters Kluwer</li> </ul>

MDL 30(b)(6) Deposition - November 2, 2018 Deposition

No.	Topic	Objections	Response	Materials Reviewed
			<p>ALLERGAN_MDL_01215787, ALLERGAN_MDL_01215830)</p> <p>Based on Allergan Finance's investigation to-date, the Actavis Generics Companies did not purchase sales, distribution, or prescribing data about opioids from the other entities identified in Topic 13.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
14	<p>The identity of any Defendants or third parties to whom You provided sales, distribution, or prescribing data about Opioids or Opioid Products, the Person(s) who provided that information to Defendants and third parties, and the Person(s) who was the point(s) of contact for each of those Defendants or third parties.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to the term Defendants, in this context, as vague and ambiguous, because Allergan Finance was previously affiliated with several Defendants with which it is no longer affiliated; accordingly, Allergan Finance will interpret the term "Defendants" in this context to include only entities with whom Allergan Finance has never been affiliated. Allergan Finance objects to this Topic as overly broad and unduly burdensome to the extent it seeks testimony regarding "any" such "Defendants or third parties" as well as the "Person(s) who was the point(s) of contact for each of those entities."</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to identify Defendants or third parties to whom Allergan Finance provided sales, distribution, or prescribing data about Kadian® and Norco®, the Person(s) who provided that information to Defendants and third parties, and the Person(s) who was</p>	<p>Actavis LLC f/k/a Actavis Inc. (divested entity) provided data about Kadian® to Ventiv Commercial Services, LLC. The individual who provided this information was Nathalie Leitch (Director, Specialty Rx Products). The persons who received this data were Ventiv employees Mark Killion (Midwest Region Business Director), Todd Forman (Associate Director of Data Services), Sandra Russo (Project Manager), and Michael Shepherd (Regional Business Director). (ALLERGAN_MDL_01736583 ALLERGAN_MDL_01104029)</p> <p>Actavis LLC f/k/a Actavis Inc. (divested entity) also provided data about Kadian® to Technekes, LLC, which was retained pursuant to a contract with Actavis LLC f/k/a Actavis Inc. (divested entity). The individuals who provided this information were Nathalie Leitch (Director, Specialty Rx Products) and Jennifer Altier (Marketing Manager). The persons who received this data were Erin Faucette (Marketing Operations Manager), Alex Dowlin (VP, Healthcare Practice - Marketing Services), and Bobbie</p>	<p><input type="checkbox"/> Discussions with Jennifer Altier and Nathalie Leitch</p> <p><input type="checkbox"/> Reviewed documents/emails showing Allergan Finance's transfer of data to others</p>

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		<p>the point(s) of contact for each of those Defendants or third parties, to the extent reasonably available.</p>	<p>Montgomery (SVP, Healthcare Practice). (ALLERGAN_MDL_01746512, ALLERGAN_MDL_01002706)</p> <p>Actavis LLC f/k/a Actavis Inc. (divested entity) also provided data about Kadian® to TMS Health, which was retained pursuant to a contract with Actavis Kadian LLC (divested entity). The individual who provided this information was Nathalie Leitch (Director, Specialty Rx Products). The person who received this data was Betty DeSantis (Senior Program Manager, Client Services). (ALLERGAN_MDL_01104303)</p> <p>Actavis LLC f/k/a Actavis Inc. (divested entity) also provided data about Kadian® to Tegra Analytics, which was retained pursuant to a contract with Actavis LLC f/k/a Actavis Inc. (divested entity). The individual who provided this information was Nathalie Leitch (Director, Specialty Rx Products). The person who received this data was Matthew Hutcheson. (ALLERGAN_MDL_00444936)</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
15	<p>The identity of any data vendors, miners, or providers that You had or have a relationship with Concerning Controlled Substances, Opioids, or Opioid Products and identification of the services or data vendor, miner, or provider provided to You or You provided to the data vendor, miner, or provider.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to this Request, particularly the terms "data vendors, miners, or providers," as vague and ambiguous in this context.</p> <p>Subject to and without waiving its objections, Allergan Finance is interpreting this request as seeking testimony regarding the entities who do or have provided Allergan Finance with data about Kadian® and Norco®. Allergan Finance agrees to designate a witness to identify the</p>	<p>Allergan Finance's current subsidiaries obtained data about opioids from the following providers of data: IQVIA.</p> <p>Based on its investigation to date, Actavis LLC f/k/a Actavis Inc. (divested entity) and Actavis Kadian LLC (divested entity) obtained data about opioids from the following providers: IMS Health, MediMedia, ValueCentric, and Wolters Kluwer.</p> <p>Information about generic opioids is based on searching documents that are in possession of</p>	<p><input type="checkbox"/> Discussions with Jennifer Altier and Nathalie Leitch</p>

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		<p>entities who do or have provided Allergan Finance with data about Kadian® and Norco®.</p>	<p>Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
19	<p>The surveys, focus groups, market research, or other similar research or investigation that You performed, had performed on Your behalf, or that you received or reviewed, regarding physician or public perceptions of the safety, efficacy, and/or addictive nature of Your Opioid Products, other Opioid Products, or Opioids and Your use of focus groups, research, or investigations in developing a sales and Marketing strategy and/or a strategy on how to effect, change, or influence those perceptions.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to provide testimony regarding surveys, focus groups, and market research. Allergan Finance performed, had performed on its behalf, or that Allergan Finance received or reviewed, regarding physician or public perceptions of the safety, efficacy, and/or addictive nature of Kadian® and Norco®, and Allergan Finance's use of focus groups, research, or investigations in developing a sales and Marketing strategy and/or a strategy on how to effect, change, or influence those perceptions, to the extent reasonably available.</p>	<p>The following studies were prepared for Alpharma when Alpharma owned Kadian® and were sent to Actavis Elizabeth LLC (divested entity) when it acquired Kadian®:</p> <ul style="list-style-type: none"> <li>• GfK conducted studies about physician/pharmacist reactions to promotional pieces (ALLERGAN_MDL_01054604), physician/pharmacist perceptions of Kadian® (ALLERGAN_MDL_01054634; ALLERGAN_MDL_01054736), and physician reactions to the Kadian® sales force (ALLERGAN_MDL_00447107; ALLERGAN_MDL_00447549);</li> <li>• CMR analyzed which promotional messages most resonate with physicians (Feb. 2008) (ALLERGAN_MDL_00446986); and</li> <li>• Empirics Medical Marketing Research prepared a study on physician interests in new formulations and new strengths of Kadian® to determine which one offered the best potential for growth (34 interviews August 2005) (ALLERGAN_MDL_00447643)</li> </ul> <p>The following studies were conducted on behalf of Actavis LLC f/k/a Actavis Inc. (divested entity) related to Kadian®:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> HPR conducted a study about the impact of promotion on sales of Kadian® (March 2009)</li> </ul>	<p><input type="checkbox"/> Reviewed documents related to market research studies</p>

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			<p>(ALLERGAN_MDL_01729977, ALLERGAN_MDL_00448421)</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> KGC conducted a study to understand better why prescribers might switch to Kadian® from other opioids (Jan. 2011) (ALLERGAN_MDL_01199084)</li> <li><input type="checkbox"/> Genesis conduct a study about perceptions of Kadian® and drivers of product selection as well as desired dose strengths (Oct. 2011) (ALLERGAN_MDL_00420577)</li> </ul> <p>Finally, PAINWeek conducted a survey about practioners practices when prescribing opioids (ALLERGAN_MDL_01049188).</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
21	<p>The role of wholesalers, distributors, and pharmacies, including, but not limited to, Defendants, in the supply chain for Your Opioid Products and the responsibilities of each with respect to Marketing, sales, supply, Suspicious Order monitoring, and potential diversion.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to testify regarding the general roles and responsibilities of wholesalers, distributors, UPS, and pharmacies in the supply chain for Kadian® and Norco®, to the extent reasonably available.</p>	<p>In general, wholesalers and distributors order product and then fulfill orders to pharmacies. Pharmacies then provide product to patients.</p> <p>With regards to Kadian® and Norco®, Teva previously manufactured these products and UPS shipped these products to wholesalers. Kadian® and Norco® were discontinued at the end of 2020.</p> <p>With regards to marketing, Actavis LLC f/k/a Actavis Inc. and Actavis Elizabeth LLC (divested entities) would occasionally use Cardinal to send email blasts to retail pharmacies regarding Kadian®. (See e.g., ALLERGAN_MDL_01198262, ALLERGAN_MDL_01197667, ALLERGAN_MDL_01192443, ALLERGAN_MDL_01001415). Actavis LLC f/k/a Actavis Inc. and Actavis Elizabeth LLC (divested entities) would also occasionally use Cardinal and</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed documents related to Cardinal and McKesson email blasts and telesales</li> </ul>

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			<p>McKesson to send email blasts and make telesales calls to pharmacies regarding oxymorphone. (ALLERGAN_MDL_00401025, ALLERGAN_MDL_01211926)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
27	<p>Any formal or informal investigations, inquiries, or enforcement actions conducted by any federal or state law enforcement or regulatory authority, and any remedial measures or actions taken by You as a result of such investigations, inquiries, or enforcement actions (including any settlements, deferred prosecution agreements, consent decrees, or other resolutions), Concerning Your Opioid Products.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to this Topic as calling for information that is protected by the attorney work product doctrine and attorney-client privilege. In addition, Allergan objects to this Request as vague, ambiguous, overly broad and unduly burdensome to the extent it does not specify the "formal or informal investigations, inquiries, or enforcement actions conducted by any federal or state law enforcement or regulatory authority, and any remedial measures or actions taken by You as a result." Allergan Finance objects to this Request to the extent it seeks information more appropriately sought through written interrogatories, document requests, or other forms of discovery that are less burdensome and more appropriate vehicles for the information sought.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to identify governmental investigations regarding Kadian® and Norco® of which Allergan Finance is aware. Allergan Finance further agrees to designate a witness to identify any settlements, deferred prosecution agreements, or consent decrees with governmental entities related to Kadian® and Norco® of which Allergan Finance is</p>	<p>The following entities have issued subpoenas to Allergan Finance, LLC seeking information regarding the marketing or sale of opioids: City of Chicago (4/10/2013), Tennessee Department of Commerce and Insurance (9/12/2014), State of New Hampshire (8/23/2017), Missouri Attorney General's Office (8/31/2017), New York Attorney General (9/18/2017), State of Washington (10/3/2017), Indiana Attorney General (11/8/2017), Kentucky Attorney General (1/9/2018), S.D. Florida U.S. Attorney (1/24/2018), South Carolina Attorney General (2/15/2018), and the New Jersey Division of Consumer Affairs (5/5/2018). Allergan Finance has not entered any settlements, deferred prosecution agreements, or consent decrees with these governmental entities related to these subpoenas.</p> <p>With regards to the FDA Warning Letter, Actavis Elizabeth LLC (divested entity) received a warning letter from the DDMAC division of the FDA on February 18, 2010. (ALLERGAN_MDL_00795835)</p> <p>In response to this letter, Actavis Elizabeth LLC (divested entity) immediately ceased distributing the materials identified in the FDA Warning Letter as well as any other materials identified as containing</p>	<p><input type="checkbox"/> Reviewed subpoenas issued to Allergan Finance, the FDA Warning Letter, correspondence between Actavis Inc. and the FDA, and internal correspondence regarding the FDA Warning Letter</p> <p><input type="checkbox"/> Discussion with Terri Nataline</p>

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		<p>aware. In addition, and in response to this Topic as well as Topic No. 29, Allergan Finance agrees to designate a witness to testify regarding the <b>FDA Warning Letter</b> received by Allergan Finance's predecessor in February 2010, as well as <b>written responses to that letter and corrective action</b> performed in response to that letter, to the extent reasonably available.</p>	<p>similar language. They also requested that the sales force return the pieces identified in the letter to warehouse for destruction as well as replacing the website with an under construction message. (ALLERGAN_MDL_01869494, ALLERGAN_MDL_01869510)</p> <p>On March 4, 2010, Actavis Elizabeth LLC (divested entity) responded to the FDA, acknowledging receipt of the Warning Letter. For the next several months, Actavis Elizabeth LLC (divested entity) and the FDA communicated back and forth, laying out a corrective-action plan. Ultimately, Actavis Elizabeth LLC (divested entity) committed to: (i) retraining Inventiv's sales force with corrective information; (ii) sending Dear Healthcare Professional Letters to each prescriber who received promotional materials or sales calls containing language referenced in the Warning Letter; (iii) sending Dear Consumer letters to patients who received Co-Pay cards who were identified as having registered via the website or telephone; and (iv) hiring a sales force to distribute Dear Consumer letters to prescribers' offices (100 copies per office for 90 days on a stand). (ALLERGAN_MDL_01396751, ALLERGAN_MDL_01875871, ALLERGAN_MDL_01866384, ALLERGAN_MDL_01399387, ALLERGAN_MDL_01874806, ALLERGAN_MDL_01875958, ALLERGAN_MDL_01868671, ALLERGAN_MDL_01399410, ALLERGAN_MDL_01869099, ALLERGAN_MDL_01237743, ALLERGAN_MDL_01238281)</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	

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29	Warning letters sent to You by the FDA and the DEA regarding Your Marketing of Your Opioid Products, Your response to the these letters, all subsequent actions you took in response to those Communications, and all budgets for any such actions, by year.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to this Request as vague and ambiguous to the extent it does not specify what “[w]arning letters” it is referring to.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to testify regarding the FDA warning letter received by Allergan Finance’s predecessor in February 2010 regarding Kadian® as well as written responses to that letter and corrective action performed in response to that letter, to the extent reasonably available.</p>	<p>Actavis Elizabeth LLC (divested entity) received a warning letter from the DDMAC division of the FDA on February 18, 2010. (ALLERGAN_MDL_00795835)</p> <p>In response to this letter, Actavis Elizabeth LLC (divested entity) immediately ceased distributing the materials identified in the FDA Warning Letter as well as any other materials identified as containing similar language. They also requested that the sales force return the pieces identified in the letter to warehouse for destruction as well as replacing the website with an under construction message. (ALLERGAN_MDL_01869494, ALLERGAN_MDL_01869510)</p> <p>On March 4, 2010, Actavis Elizabeth LLC (divested entity) responded to the FDA, acknowledging receipt of the Warning Letter. For the next several months, Actavis Elizabeth LLC (divested entity) and the FDA communicated back and forth, laying out a corrective-action plan. Ultimately, Actavis Elizabeth LLC (divested entity) committed to: (i) retraining Inventiv’s sales force with corrective information; (ii) sending Dear Healthcare Professional Letters to each prescriber who received promotional materials or sales calls containing language referenced in the Warning Letter; (iii) sending Dear Consumer letters to patients who received Co-Pay cards who were identified as having registered via the website or telephone; and (iv) hiring a sales force to distribute Dear Consumer letters to prescribers’ offices (100 copies per office for 90 days on a stand). (ALLERGAN_MDL_01396751, ALLERGAN_MDL_01875871, ALLERGAN_MDL_01866384, ALLERGAN_MDL_01399387, ALLERGAN_MDL_01874806, ALLERGAN_MDL_01875958, ALLERGAN_MDL_01869099, ALLERGAN_MDL_01399410, ALLERGAN_MDL_01869099, ALLERGAN_MDL_01237743, ALLERGAN_MDL_01238281)</p> <p>The budget for this corrective-action plan was \$1,306,995.31. (ALLERGAN_MDL_00452018)</p> <p>Based on Allergan Finance, LLC’s investigation to date, the individuals with primary responsibility for</p>	<p><input type="checkbox"/> Reviewed the FDA Warning Letter, correspondence between Actavis Inc. and the FDA, and internal correspondence regarding the FDA Warning Letter</p> <p><input type="checkbox"/> Discussion with Terri Nataline</p>



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			<p>Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
30	<p>Whether, from 2007 onward, You or anyone on Your behalf or any trade organization, group, or professional association of which You were a member, made any of the following representations through either Branded or Unbranded Marketing and, if the answer is yes, the specific basis for those representations:</p> <p>(a) The risk of addiction from chronic opioid therapy is low;</p> <p>(b) To the extent there is a risk of addiction, it can be easily identified and managed;</p> <p>(c) Signs of addictive behavior are ‘pseudoaddiction,’ requiring more Opioids;</p> <p>(d) Opioid withdrawal can be avoided by tapering;</p> <p>(e) Opioid doses can be increased without limit or greater risks;</p> <p>(f) Long-term Opioid use improves functioning;</p> <p>(g) Alternative forms of pain relief pose greater risks than Opioids; or</p> <p>(h) New formulations of certain Opioids successfully deter abuse.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. Allergan Finance further objects to the extent this Request purports to call for information regarding a number of discrete subparts. In addition, Allergan Finance objects to this Request to the extent it purports to call for information regarding statements made by “any trade organization, group, or professional association of which [Allergan Finance was] a member,” regardless of whether those representations were made on Allergan Finance’s behalf or with Allergan Finance’s knowledge, as vague, ambiguous, unduly burdensome and overly broad.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to provide testimony regarding statements of the type listed in (a) through (h) that Allergan Finance or its representatives disseminated on Allergan Finance’s behalf in connection with the promotion of Kadian® and Norco®, to the extent reasonably available.</p>	<p>From 2007 onwards, the only persons hired to promote opioids were Inventiv’s sales representatives retained by Actavis Kadian LLC (divested entity), TMS Health retained by Actavis Kadian LLC (divested entity) and Technekes telesales representatives retained by Actavis LLC f/k/a Actavis Inc. (divested entity).</p> <p>Before disseminating marketing materials and messages, the content of these marketing materials and messages was reviewed by the Promotional Review Committee. The Regulatory Affairs Department also compiled and submitted all drug advertisements and promotional labeling to the Division of Drug Marketing, Advertising &amp; Communications (DDMAC) as applicable within 5 business days of final release. (ALLERGAN_MDL_00626198)</p> <p>The statements in these marketing materials and messages were based on scientific research (contained in the Kadian® NDA or specifically cited in the marketing piece) and information in the FDA-approved Kadian® label. I did not see the specific statements identified by Plaintiffs in the materials I reviewed. Statements I saw included the following:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> “World Health Organization (WHO) guidelines recommend treating chronic pain with a long-acting opioid” (ALLERGAN_MDL_00540328)</li> <li><input type="checkbox"/> “Kadian® contains morphine sulfate, an opioid agonist and a Schedule II controlled substance, with an abuse liability similar to other opioid analgesics.” (ALLERGAN_MDL_00423856)</li> </ul>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed documents related to Promotional Review Committee, marketing materials, and call notes</li> <li><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</li> </ul>

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			<p><input type="checkbox"/> "Flexibility to dos q12h or q24h" (ALLERGAN_MDL_01287834)</p> <p>In addition to Kadian®, the Inventiv sales representatives retained by Actavis Kadian LLC (divested entity) informed doctors about the availability of generic oxymorphone and generic Kadian®. The statements in marketing materials used for these products informed the reader of the availability of the drug, the available dosages, the unit size, and contained the black box warning from the drug's label. (ALLERGAN_MDL_00401504, ALLERGAN_MDL_00401025, ALLERGAN_MDL_00478888)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
32	Your Marketing budget, by year, for Your Opioid Products from 2007 to the present and the categories of expenditures contained in that budget.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Request as overly broad and unduly burdensome to the extent it purports to call for detailed information over more than a 10-year period.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to provide testimony regarding its budget for the promotion of Kadian® and Norco®, to the extent reasonably available.</p>	<p>Based on Allergan Finance's investigation to date, no money was spent for the promotion of Schedule II branded opioids from 2007 - 2008, and 2014 to the present.</p> <p>In 2009, the marketing budget for Kadian® was \$8,110,190.86. This budget included the following categories of expenditures: Co-pay Assistance Program, Patient Assistance Program, Data, Marketing Consultants, Promotional Materials Fulfillment, Website, Direct Sales, Telesales, Patient Adherence, and Other. (ALLERGAN_MDL_00452470)</p> <p>In 2010, the marketing budget for Kadian® was \$12,416,508.36. This budget included the following</p>	<input type="checkbox"/> Reviewed marketing budgets

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			<p>categories of expenditures: Co-pay Assistance Program, Patient Assistance Program, Patient Adherence, Data, Consultants, New Campaign, Promotional Materials Fulfillment, Website, Direct Sales, Corrective Action, Telesales, and Market Research. (ALLERGAN_MDL_00452018)</p> <p>In 2011, the marketing budget for Kadian® was \$16,864,513.67. This budget included the following categories of expenditures: Co-pay Assistance Program, Patient Assistance Program, Data, Consultants, Agency, Promotional Materials Fulfillment, Website, Direct Sales, Telesales, MediMedia, Kadian® Materials, and Other. (ALLERGAN_MDL_00394919) The same year, Actavis Kadian LLC spent \$20,000 on the Inventiv sales team for their work informing doctors about the availability of generic oxymorphone. (ALLERGAN_MDL_00186509)</p> <p>In 2012, Actavis's marketing budget for Kadian® was \$13,095,479. This budget included the following categories of expenditures: Co-pay Assistance Program, Patient Assistance Program, Data, Consultants, Agency, Promotional Materials Fulfillment, Website, Direct Sales, Telesales, MediMedia, IMS Health, Kadian® Materials, and Other. (ALLERGAN_MDL_00452491)</p> <p>In 2013, Actavis's marketing budget for Kadian® was \$1,811,760. This budget included the following categories of expenditures: Co-pay Assistance Program, Data, Agency, Promotional Materials Fulfillment, Telesales, Kadian® Materials, and Other. (ALLERGAN_MDL_01611542)</p> <p>Based on Allergan Finance's investigation to date, Allergan Finance has not identified budgets for the marketing of Norco®.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction.</p>	

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No.	Topic	Objections	Response	Materials Reviewed
			<p>Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
33	<p>Your annual sales of each Opioid Product from 2007 to present and what percentage of Your annual sales revenue those sales numbers accounted for.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to provide testimony regarding its annual sales for Kadian® and Norco®, as well as an approximation of the percentage of Allergan Finance’s overall revenue for which those sales accounted, to the extent reasonably available.</p>	<p>A review of Actavis Pharma, Inc. f/k/a Watson Pharma, Inc.’s forecast files reflects anticipated annual revenue of Kadian® and Norco® for 2014 and 2015. In 2014, Kadian® forecasted revenue was \$8.5 million, and Norco® forecasted revenue was \$18.0 million. In 2015, Kadian® forecasted revenue was \$18.7 million, and Norco® forecasted revenue was \$22.9 million.</p> <p>Allergan USA, Inc.’s official ERP system identifies revenue of Kadian® and Norco® for 2016 and 2017. In 2016, Kadian® revenue was \$19.6 million, and Norco® revenue was \$21.6 million. In 2017, Kadian® revenue was \$11.3 million, and Norco® revenue was \$20.4 million.</p> <p>Because Allergan Finance itself has never manufactured or sold generic opioids, and all affiliated entities that once did were sold to Teva, Allergan Finance does not have revenue information for generic opioids in its official ERP system. Based on Allergan Finance, LLC’s investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p> <p>As a holding company, Allergan Finance itself does not have “sales.” However, the revenue of Kadian® and Norco® accounted for the following percent of net revenue for Allergan plc (as reported in Allergan plc’s annual 10-K): 0.33% of Allergan plc’s net revenue in 2015, 0.28% of Allergan plc’s net revenue</p>	<p><input type="checkbox"/> Discussions with Tom Reilly</p> <p><input type="checkbox"/> Reviewed Allergan plc’s 2017 10-K</p>

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			in 2016, and 0.20% of Allergan plc's net revenue in 2017.	
35	Your analysis of the effectiveness of Your Marketing, promotions, and advertising related to Your Opioid Products, your return on investment ("ROI") of Marketing activities related to Your Opioid Products.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to provide testimony regarding analysis Allergan Finance undertook, if any, of the effectiveness of promotional activities related to the promotion of Kadian® and Norco®, to the extent reasonably available.</p>	<p>Actavis LLC f/k/a Actavis Inc. (divested entity) or its subsidiaries (also divested) did not conduct a formal ROI analysis to assess its return on investment for all promotional efforts regarding Kadian®.</p> <p>Rather, prior to retaining a sales force to promote Kadian®, Actavis hired Health Products Research to understand the impact of discontinuing field-based promotion of Kadian®. Using physician-level prescribing data and patient-level data, HPR concluded that if Actavis did not detail Kadian®, sales would drop 34-47% (ALLERGAN_MDL_01729974, ALLERGAN_MDL_01729977, ALLERGAN_MDL_00448419, ALLERGAN_MDL_00448421).</p> <p>Additionally, Adheris, the company Actavis Kadian LLC (divested entity) retained to manage its Patient Adherence program, expected a ROI of 19.9:1 in May 2009 and an ROI of 15.9:1 in April 2010. (ALLERGAN_MDL_00450169; ALLERGAN_MDL_00450170, ALLERGAN_MDL_00221532, ALLERGAN_MDL_00221533)</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	<p><input type="checkbox"/> Reviewed documents related to marketing efforts that identify an ROI</p> <p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p>
36	Your analysis and use of data from any database in connection with the sale, marketing, or distribution of Opioid Products, including the identity of any periodic reports generated for use by You, the analysis done with those reports, and who received those reports or analysis, including, but not limited to, data from the following entities: IQVIA Holdings, Inc.; IMS Health; QuintilesIMS;	Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Request to the extent it purports to call for detailed information regarding "analysis and use of data from any database" as overly broad and unduly burdensome.	<p>Actavis LLC f/k/a Actavis Inc. (divested entity) obtained opioid sales and prescribing data from IMS Health and Wolters Kluwer.</p> <p>Actavis LLC f/k/a Actavis Inc. (divested entity) obtained prescription-level data from Wolters Kluwer. The purpose of obtaining this data was to</p>	<p><input type="checkbox"/> Discussions with Jennifer Altier and Nathalie Leitch</p>

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	<p>IQVIA; Pharmaceutical Data Services; Source Healthcare Analytics; NDS Health Information Services; Verispan; Quintiles; SDI Health; ArcLight; Scriptline; Wolters Kluwer; and/or PRA Health Science, and all of their predecessor or successor companies, subsidiaries, or affiliates.</p>	<p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to provide testimony regarding a general description of analysis and use of data, in connection with the promotion or sales of Kadian® and Norco®, obtained from the listed entities, if any, to the extent reasonably available.</p>	<p>identify targets for Kadian® and track sales of Kadian®. This data was provided to the Inventiv sales force retained by Actavis Kadian LLC (divested entity) to track their progress for compensation purposes. This data was also provided to the Inventiv Regional Business Managers to congratulate high-performing reps and guide lower-performing reps. This data was also provided to Tegra Analytics (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)) so Tegra could identify targets.</p> <p>Actavis LLC f/k/a Actavis Inc. (divested entity) began purchasing IMS data in 2012. The IMS data was used in the same manner as Wolters Kluwer.</p> <p>Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for Actavis generic opioids either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
37	<p>The process used to determine which medical professionals or offices Your sales representatives (including contracted sales representatives) would individually contact (in-person or otherwise) with respect to Your Opioid Products, including any database or other sources of information You used to direct or suggest medical professionals or offices to contact, directions or guidelines to sales representatives Concerning which medical professionals or offices to contact, and databases, reports, or other information made available to Your sales representatives Concerning prescribing histories or propensities of medical professionals.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the process used to determine which medical professionals or offices Allergan Finance's sales representatives (including contracted sales representatives) would individually contact (in-person or otherwise) with respect to Kadian® and Norco®, to the extent reasonably available.</p>	<p>Prescriber data from Wolters Kluwer (obtained by Actavis LLC f/k/a Actavis Inc. (divested entity)) would be provided to Tegra Analytics (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)). (ALLERGAN_MDL_00215056) Tegra Analytics (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)). would use this data to develop target lists for Inventiv (retained by Actavis Kadian LLC (divested entity)), TMS Health (retained by Actavis Kadian LLC (divested entity)), and Technekes (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)). (ALLERGAN_MDL_00443993, ALLERGAN_MDL_00402769, ALLERGAN_MDL_00403654)</p> <p>Tegra's target lists identified top Kadian®, branded morphine, and generic morphine prescribers. If these prescribers were within the territories of Inventiv sales representatives, the sales representatives would be assigned these prescribers. If these prescribers were not within the territories of Inventiv sales</p>	<p><input type="checkbox"/> Reviewed documents related to Tegra Analytics, Wolters Kluwer, and training decks regarding targets for sales representatives</p> <p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p> <p><input type="checkbox"/> Discussion with Jennifer Altier and Nathalie Leitch</p>

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			<p>representatives, Actavis LLC f/k/a Actavis Inc. (divested entity) would send these names to TMS Health (retained by Actavis Kadian LLC (divested entity)), and Technekes (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)) so that a telesales representative could call the prescriber. (ALLERGAN_MDL_00403654, ALLERGAN_MDL00402220) Based on its investigation to date, Allergan Finance has not identified any separate target list for generic opioids.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p> <p>Based on its investigation to date, Allergan Finance has not identified how prescribers were identified for Norco® sales representatives.</p>	
38	<p>Compensation for members of Your sales department (including sales representatives, district-level managers, regional-level managers, and national-level managers, regardless of title), including any formula or methods used to determine compensation, the extent to which any such compensation was based in whole or in part on levels of sales of one or more Opioid Products, the personnel involved in determining compensation, and the records of the compensation determination process.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Topic to the extent it purports to call for information regarding "[c]ompensation" for individuals beyond sales representatives as overly broad, unduly burdensome and as calling for information that is not proportional to the needs of this case. Finally, Allergan Finance objects to this Topic as duplicative of Topic 9 and refers Plaintiffs to the testimony offered in response to Topic 9.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the identity of the <b>primary Persons involved with setting compensation</b> for individuals who promoted Kadian® and</p>	<p>Actavis Kadian LLC (divested entity) retained Ventiv Commercial Services, LLC to market and sell Kadian® from May 1, 2009 to December 31, 2012. Base salaries for sales representatives were agreed upon in contracts between Actavis Kadian LLC (divested entity) and Ventiv. Bonuses were determined by Actavis Kadian LLC (divested entity) and Ventiv and were based upon a methodology found in the Master Services Agreement between Actavis Kadian LLC (divested entity) and Ventiv. (ALLERGAN_MDL_00988613) The sales incentive program provided for bonuses to be paid based on individual territory Kadian® Capsule sales as a percentage of a pre-determined annual sales quota. Target payout for 100% quota attainment was \$20,000 for sales reps and \$32,000 for regional</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed Inventiv contract and amendments (amendments included increasing duration of contract, changes in # of reps, etc)</li> <li><input type="checkbox"/> Reviewed documents related to compensation for Inventiv sales reps</li> <li><input type="checkbox"/> Discussions with Dirk Pica and Andrea Alfano</li> </ul>

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		<p>Norco® (to the extent there were any) and the components of that compensation, to the extent reasonably available.</p>	<p>managers. No bonus was earned until 85% of the quota was met.</p> <p>The Ventiv sales force also received compensation for informing doctors about the availability of generic oxymorphone in 2011. In the four regions with the top oxymorphone sales, the top five sales reps with the highest individual sales within the region received a bonus, of \$1,250, \$850, \$700, \$600, or \$500. The top sales rep in the nation received a bonus of \$1,500, and the second top sales rep in the nation received a bonus of \$1,000. The top Regional Business Director in the nation received a bonus of \$2,000. (ALLERGAN_MDL_00186509)</p> <p>Based on Allergan Finance's investigation to date, in 2001, Watson Pharma, Inc. had a bonus plan for Regional Sales Managers promoting Norco®. Dirk Pica's personnel file shows that 75% of his compensation was based on objective market share and market share change for his portfolio of products, and the remaining 25% was based on his manager's assessment of his performance.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
39	<p>The process used to distribute Marketing Communications throughout the nation, and specifically in the State of Ohio and the Marketing distributed into Ohio through this process. This topic includes the steps that occur from the time a Marketing plan, program, or campaign is initiated to the step evaluating its effectiveness in the State of Ohio.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding the process used to distribute Marketing</p>	<p>The Marketing Department develops prescription drug advertising and provides proposed pieces and/or advertisements to the Legal and Regulatory Committee for internal review (Promotional Review Committee, PRC). Individuals from Legal, Regulatory, and Medical sit on the PRC. The PRC reviews all drug advertising for compliance with all</p>	<p><input type="checkbox"/> Reviewed documents related to Promotional Review Committee, marketing materials, and call notes</p> <p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p>



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		<p>Communications regarding Kadian® and Norco® throughout the nation and in Ohio, to the extent reasonably available.</p>	<p>applicable regulations and policies and determines whether the piece is approved or needs to be amended and re-circulated. If the piece is approved, no further revisions are permitted without the review of the PRC. At any time, the PRC can request additional consultation as deemed necessary, <i>i.e.</i> medical advice or an expert consultant opinion. The Marketing Department authorizes the piece for use/distribution once Regulatory releases it. The Regulatory Affairs Department compiles and submits all drug advertisements and promotional labeling to the Division of Drug Marketing, Advertising &amp; Communications (DDMAC) as applicable within 5 business days of final release. (ALLERGAN_MDL_00626198)</p> <p>For Kadian®, marketing materials were then provided to Inventiv, a third party Actavis Kadian LLC (divested entity) retained to promote Kadian®. These sales representatives would then meet with doctors in Ohio to share these marketing materials and messages. (ALLERGAN_MDL_01890663) Telesales representatives from TMS Health (retained by Actavis Kadian LLC (divested entity)) and Technekes (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)) also contacted doctors across the country to discuss Kadian®. (ALLERGAN_MDL_00436591) Executive dashboards were created to track the sales and market share of Kadian® nationally. (ALLERGAN_MDL_00018756)</p> <p>For generic oxymorphone and generic Kadian®, materials were also provided to Inventiv sales representatives to use when they would inform doctors that these two drugs were available. (ALLERGAN_MDL_00478887)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at</p>	

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			<p>Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
40	<p>The process for determining the accuracy, completeness, and legality of any sales, Marketing, promotional, or educational information You made available to medical professional, patients, or the public concerning any one or more Opioid Products in any format, including printed materials, videos, websites, and in-person messaging or “detailing” by sales representatives.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to the extent this Topic purports to call for information protected by the attorney work product doctrine or attorney-client privilege. By agreeing to present a witness on this topic Allergan Finance does not waive any attorney-client privilege or work product protection over such information.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding its <b>Promotional Review Committee</b> for Kadian® and Norco®, to the extent reasonably available.</p>	<p>The Marketing Department developed prescription drug advertising and provided proposed pieces and/or advertisements to the Legal and Regulatory Committee for internal review (Promotional Review Committee, PRC). Individuals from Legal, Regulatory, and Medical sat on the PRC. The PRC reviewed all drug advertising for compliance with all applicable regulations and policies and determined whether the piece was approved or needed to be amended and re-circulated. If the piece was approved, no further revisions were permitted without the review of the PRC. At any time, the PRC could request additional consultation as deemed necessary, <i>i.e.</i> medical advice or an expert consultant opinion. The Marketing Department authorized the piece for use/distribution once Regulatory released it. The Regulatory Affairs Department compiled and submitted all drug advertisements and promotional labeling to the Division of Drug Marketing, Advertising &amp; Communications (DDMAC) as applicable within 5 business days of final release. (See ALLERGAN_MDL_00626198)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC’s investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	<p><input type="checkbox"/> Reviewed documents related to Promotional Review Committee</p>

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42	<p>Marketing or educational messages that You distributed or caused to be distributed in Ohio, including those distributed into Cuyahoga and Summit Counties and the Cities of Cleveland and Akron, regarding Your Opioid Products and the dates of distribution of those messages, including whether the following messages or similar messages were contained in Marketing or educational materials or sales detailing in the State of Ohio:</p> <p>(a) The risk of addiction from chronic Opioid therapy is low;</p> <p>(b) To the extent there is a risk of addiction, it can be easily identified and managed;</p> <p>(c) Signs of addictive behavior are ‘pseudoaddiction,’ requiring more Opioids;</p> <p>(d) Opioid withdrawal can be avoided by tapering;</p> <p>(e) Opioid doses can be increased without limit or greater risks;</p> <p>(f) Long-term Opioid use improves functioning;</p> <p>(g) Alternative forms of pain relief pose greater risks than Opioids; or</p> <p>(h) New formulations of certain Opioids successfully deter abuse.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Topic to the extent it purports to call for detailed information regarding a number of discrete subject areas.</p> <p>Subject to and without waiving its objections, Allergan Finance will designate a witness to testify regarding a general description of promotional activities Allergan Finance directed to Cuyahoga and Summit Counties as well as the Cities of Cleveland and Akron relating to Kadian® and Norco®, to the extent reasonably available.</p>	<p>For part of 2009 to 2013, Kadian® was promoted by Inventiv’s sales representatives (ended in 2012) (retained by Actavis Kadian LLC (divested entity)) and TMS Health (retained by Actavis Kadian LLC (divested entity)) and Technekes (retained by Actavis LLC f/k/a Actavis Inc. (divested entity)) telesales representatives. These sales representatives marketed Kadian® and no other Schedule II branded opioid.</p> <p>Plaintiffs can review Allergan’s production to identify the specific marketing materials and messages these representatives shared with health care providers (nationally and in Ohio). (<i>See e.g.</i>, ALLERGAN_MDL_00992370, ALLERGAN_MDL_00423856)</p> <p>The statements in these marketing materials and messages were based on scientific research (contained in the Kadian® NDA or specifically cited in the marketing piece) and information in the FDA-approved Kadian® label. I did not see those specific statements in the materials I reviewed. Statements I saw included the following:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> “World Health Organization (WHO) guidelines recommend treating chronic pain with a long-acting opioid” (ALLERGAN_MDL_00540328)</li> <li><input type="checkbox"/> “Kadian® contains morphine sulfate, an opioid agonist and a Schedule II controlled substance, with an abuse liability similar to other opioid analgesics.” (ALLERGAN_MDL_00423856)</li> <li><input type="checkbox"/> “Flexibility to dos q12h or q24h” (ALLERGAN_MDL_01287834)</li> </ul> <p>In addition to Kadian®, the Inventiv sales representatives informed doctors about the availability of generic oxycodone and generic Kadian®. The statements in marketing materials used for these products informed the reader of the availability of the drug, the available dosages, the unit size, and contained the black box warning from the drug’s label. (ALLERGAN_MDL_00401504, ALLERGAN_MDL_00401025, ALLERGAN_MDL_00478888)</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</li> <li><input type="checkbox"/> Reviewed marketing materials and call notes</li> </ul>

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			<p>the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction. Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p> <p>Call notes produced by Allergan identify the specific dates sales representatives met with health care providers in-person in Ohio. (ALLERGAN_MDL_01890663)</p> <p>Based on its investigation to date, Allergan Finance has not identified examples of such statements used in Norco® promotional materials.</p>	
44	Whether the Marketing and educational materials produced by You in this matter, or materials containing similar messages, were distributed into the State of Ohio.	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions. In addition, Allergan Finance objects to this Topic as vague, ambiguous, unduly burdensome and overly broad. Among other reasons, this Topic fails to specify about which "Marketing and educational materials" it is requesting testimony. Finally, Allergan Finance objects to this Topic as duplicative of Topic 42 and refers Plaintiffs to the testimony offered in response to Topic 42.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to testify regarding whether the Marketing and educational materials produced by Allergan Finance in this matter related to Kadian® and Norco®, or materials containing similar messages, were distributed into the State of Ohio.</p>	<p>Actavis Kadian LLC (divested entity) trained Inventiv sales representatives and Actavis Elizabeth LLC (divested entity) developed promotional materials at a national level. (ALLERGAN_MDL_00990555, ALLERGAN_MDL_00402220) Inventiv sales representatives met with doctors in Ohio. (ALLERGAN_MDL_01890663) Based on Allergan Finance's investigation to date, the same promotional materials used in Ohio that were used nationwide.</p> <p>Based on its investigation to date, Allergan Finance has not identified whether Norco® sales representatives met with prescribers in Ohio.</p> <p>Information about generic opioids is based on searching documents that are in possession of Allergan Finance, LLC or its affiliates that belong to the Actavis Generics Companies that were sold to Teva. Based on Allergan Finance, LLC's investigation to date, the individuals with primary responsibility for generic opioids sold by the Actavis Generics Companies either remained with the Actavis Generics Companies or left the companies altogether prior to or at the time of the transaction.</p>	<p><input type="checkbox"/> Reviewed Inventiv training documents and call notes</p> <p><input type="checkbox"/> Reviewed deposition transcript of Jennifer Altier</p>

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			<p>Allergan Finance, LLC, therefore, has not been able to locate any current or former business person at Allergan Finance, LLC who had primary responsibility for generic opioids and who has information responsive to this Request. For further information about this topic, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	
47	<p>Identification of all financial and accounting information you maintain in the ordinary course of Your business regarding Your Marketing, promotional, and advertising expenditures, and all financial and accounting regarding the effectiveness of Your Marketing, promotion, and advertising expenditures.</p>	<p>Allergan Finance incorporates by reference the General Objections, Objections to Instructions and Objections to Definitions.</p> <p>Subject to and without waiving its objections, Allergan Finance agrees to designate a witness to testify regarding a general description of the <b>types of financial and accounting information</b> relating to Kadian® and Norco® that Allergan Finance <b>currently</b> maintains.</p>	<p>Internal P&amp;L (profit and loss) statements reflect the types of financial data maintained regarding Kadian® and Norco®: gross sales, net sales, other revenue, total costs of goods sold, direct selling expense, direct marketing expense, indirect selling expense, indirect marketing expense, freight &amp; distribution, and pharma fee.</p> <p>Allergan Finance does not market or sell and has never marketed or sold generic opioids. Accordingly, Allergan Finance does not maintain financial or accounting information related to generic opioids. For this information, Allergan Finance refers Plaintiffs to the existing Actavis Generics Companies, which are named defendants in this case.</p>	<p><input type="checkbox"/> Discussion with Tom Reilly</p>