

# EXHIBIT A

RANDALL ZUSMAN, M.D. - 09/30/2016

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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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KOWA COMPANY, LTD., ET AL., :  
 PLAINTIFFS :  
 :  
 v. : CIVIL ACTION NO.  
 : 14-CV-2647 (PAC)

MYLAN INC., ET AL. :  
 DEFENDANTS :  
 :  
 \* \* \* \* \*

KOWA COMPANY, LTD., ET AL. :  
 PLAINTIFFS :  
 :  
 v. : CIVIL ACTION NO.  
 : 14-CV-2758 (PAC)

AMNEAL PHARMACEUTICALS, LLC, :  
 DEFENDANT :  
 :  
 \* \* \* \* \*

KOWA COMPANY, LTD., ET AL. :  
 PLAINTIFFS :  
 :  
 v. : CIVIL ACTION NO.  
 : 14-CV-2759 (PAC)

ORIENT PHARMA CO., LTD., :  
 DEFENDANT :  
 :  
 \* \* \* \* \*

KOWA COMPANY, LTD., ET AL. :  
 PLAINTIFFS :  
 :  
 v. : CIVIL ACTION NO.  
 : 14-CV-2760 (PAC)

ZYDUS PHARMACEUTICALS (USA) Inc. :  
 et al., :  
 DEFENDANTS :  
 \* \* \* \* \*

AUDIO-VISUAL DEPOSITION OF RANDALL ZUSMAN, M.D.

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3 KOWA COMPANY, LTD., ET AL. :

4 PLAINTIFFS :

5 v. :

6 SAWAI USA, Inc., et al., :

7 DEFENDANTS :

8 \* \* \* \* \*

9 KOWA COMPANY, LTD., ET AL. :

10 PLAINTIFFS :

11 v. :

12 APOTEX, INC., et al., :

13 DEFENDANTS :

14 \* \* \* \* \*

15 KOWA COMPANY, LTD., ET AL. :

16 PLAINTIFFS :

17 v. :

18 LUPIN LTD. ET AL. :

19 DEFENDANTS :

20 \* \* \* \* \*

21

22 AUDIO-VISUAL DEPOSITION OF RANDALL ZUSMAN, M.D., a  
23 witness called on behalf of the Plaintiffs, pursuant to the  
24 provisions of the Federal Rules of Civil Procedure, before  
25 Lisa McDonald Valdario, (CSR #130093), a Registered  
Professional Reporter, Certified Realtime Reporter, and  
Notary Public in and for the Commonwealth of Massachusetts,  
at the Offices of Locke Lord, LLP, 111 Huntington Avenue,  
Boston, Massachusetts 02199, on Friday, September 30,  
2016, commencing at 9:27 a.m.

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23 ALSO PRESENT: Shawn Budd, video specialist

24

25

1 lipid-lowering therapies for decades. I've never 12:20:56  
2 encountered something that I would consider to be 12:21:00  
3 industry praise for pitavastatin. 12:21:03

4 Q But for the purpose of forming your opinion in 12:21:10  
5 connection with this litigation -- 12:21:14

6 A Yes. 12:21:16

7 Q -- did you ever search for industry praise or 12:21:16  
8 search for industry discussion of Livalo or 12:21:20  
9 pitavastatin calcium? 12:21:23

10 MR. MOORE: Objection to form. 12:21:26

11 A Are you asking did I go on, say, PubMed, or did I 12:21:27  
12 go on google to look for something about 12:21:31  
13 pitavastatin that rose to the level of industry 12:21:34  
14 praise? 12:21:37

15 Q I'm asking if you ever searched in any way for any 12:21:37  
16 opinions voiced in the industry concerning Livalo 12:21:43  
17 or pitavastatin. 12:21:47

18 A In the industry, meaning specifically the 12:21:48  
19 pharmaceutical industry by Kowa, for example? 12:21:50

20 Q What industry do you think your opinion relates 12:21:54  
21 to? 12:21:59

22 A Well, I think it relates in general to the 12:21:59  
23 pharmaceutical industry, to the clinical world. I 12:22:04  
24 mean, anything that would rise to the level of 12:22:10  
25 praise, I guess might be considered to be industry 12:22:13

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