

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

**HORIZON PHARMA, INC. and POZEN,
 INC.,**

Plaintiffs,

-vs-

**DR. REDDY'S LABORATORIES, INC.,
 et al.,**

Defendants.

CIVIL ACTION NUMBER:

3:11-CV-02317 (MLC)

TRIAL

VOLUME 1

Clarkson S. Fisher United States Courthouse
 402 East State Street
 Trenton, New Jersey 08608

January 12, 2017

B E F O R E:

**THE HONORABLE MARY L. COOPER
 UNITED STATES DISTRICT JUDGE**

A P P E A R A N C E S:

MCCARTER & ENGLISH
 BY: JOHN E. FLAHERTY, ESQUIRE
 ATTORNEYS FOR PLAINTIFF, HORIZON

FINNEGAN HENDERSON
 BY: JAMES B. MONROE, ESQUIRE
 DANIELLE C. PFIFFERLING, ESQUIRE
 ATTORNEY FOR PLAINTIFF, HORIZON

(Continued)

Certified as True and Correct as required by Title 28, U.S.C.,
 Section 753

/S/ Carol Farrell, CCR, CRCR, CRR, FCRR, RMR, CCP

/S/ Karen Friedlander, CRR, RMR

/S/ Regina A. Berenato-Tell, CCR, CRR, RDR

United States District Court

1 **A P P E A R A N C E S: (Continued)**

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4 BY: ELLEN SCORDINO, ESQUIRE
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6 ATTORNEYS FOR PLAINTIFF, HORIZON

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8 BAKER BOTTS, LLP
9 BY: STEPHEN M. HASH, Ph.D.
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20 BY: GREGORY D. MILLER, ESQUIRE
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23 PERKINS COIE, LLP
24 BY: SHANNON M. BLOODWORTH, ESQUIRE
25 AUTUMN N. NERO, ESQUIRE
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ROBERT D. SWANSON, ESQUIRE
ATTORNEYS FOR DEFENDANT, MYLAN

United States District Court

I N D E X

ExaminationsPage**JOHN R. PLACHETKA**

14

DIRECT EXAMINATION OF JOHN R. PLACHETKA BY MR. HASH:

15

CROSS EXAMINATION OF DR. PLACHETKA BY MS. BLOODWORTH:

78

CROSS EXAMINATION OF DR. PLACHETKA BY MR. SENDER:

117

CONTINUED CROSS EXAMINATION OF JOHN PLACHETKA BY MR.
SENDER:

164

1 (In open court on January 12, 2017, at 9:42 a.m.)

2 THE COURT: Good morning, everyone.

3 RESPONSE: Good morning, your Honor.

4 THE COURT: We are here for a trial in Horizon and
5 Pozen versus at this point Dr. Reddy's Labs and Mylan, and I
6 understand you have already given your appearances to the
7 Courtroom Deputy, but let's everyone be seated except counsel
8 who will state your appearances now for the record.

9 MR. FLAHERTY: Your Honor, John Flaherty from
10 McCarter & English for the plaintiffs.

11 And with me today on behalf of Pozen from Baker &
12 Botts, we have Stephen Hash, and with him is Jeffrey Gritton.

13 On behalf of Horizon, plaintiff Horizon, from the
14 Finnegan firm, we have James Monroe, and with him is Danielle
15 Pfifferling.

16 And from the Cooley firm, Ellen Scordino, and Susan
17 Krumplitsch.

18 THE COURT: Thank you, sir.

19 MR. MILLER: Good morning, your Honor. Gregory
20 Miller from Rivkin Radler LLP on behalf of the Mylan
21 defendants.

22 And with me today we have Shannon Bloodworth, Autumn
23 Nero, and Bryan Beel, all from the Perkins Coie law firm.

24 MULTIPLE COUNSEL: Good morning, Your Honor.

25 THE COURT: Good morning.

United States District Court

1 MR. SENDER: Good morning, Your Honor. Stuart Sender
2 from Budd Lerner representing the Dr. Reddy's defendants, and
3 with me this morning from my firm is Alan Pollack and Hank
4 Heckel.

5 THE COURT: Welcome.

6 We are going to take a witness out of turn this
7 morning; is that right?

8 MR. MONROE: That's correct, Your Honor.

9 MS. BLOODWORTH: Yes, Your Honor.

10 THE COURT: Are there any preliminaries that you need
11 to raise before we call the first witness?

12 MS. BLOODWORTH: Your Honor, we -- this is Shannon
13 Bloodworth for the defendants, and I speak on our behalf.

14 We do have some objections to Dr. Plachetka's slides
15 that we would like to raise with your Honor. We had a meet
16 and confer with plaintiffs last evening, and we have not been
17 able to reach a resolution.

18 It is our understanding that Dr. Plachetka is in the
19 courtroom, so we would either ask that he be removed for the
20 discussion or that we move to sidebar.

21 THE COURT: How far into his testimony would we get
22 before any of these disputed slides are reached?

23 MS. BLOODWORTH: By my count, I believe it's the
24 second slide.

25 MR. HASH: Ten minutes, your Honor.

United States District Court

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