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 ABBOTT LABORATORIES

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 17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **OAKLAND DIVISION**

20 SAFEWAY INC; WALGREEN CO.; THE
 21 KROGER CO.; NEW ALBERTSON'S,
 INC.; AMERICAN SALES COMPANY,
 22 INC.; AND HEB GROCERY COMPANY,
 LP,

23 Plaintiffs,

24 vs.

25 ABBOTT LABORATORIES,
 26 Defendant.

CASE NO. CV 07-5470 (CW)

Related per December 5, 2007 Order to Case No.
 CV 04-1511 (CW)

**ORDER RE ABBOTT
 LABORATORIES' MISCELLANEOUS
 ADMINISTRATIVE MOTION TO FILE
 UNDER SEAL**

Judge: Honorable Claudia Wilken
Date: September 30, 2010
Time: 2:00 p.m.
Location: Courtroom 2 (4th Floor)

27
 28 *(Caption continued on next page)*

1 SMITHKLINE BEECHAM CORPORATION,
2 d/b/a GLAXOSMITHKLINE,

3 Plaintiff,

4 vs.

5 ABBOTT LABORATORIES,

6 Defendant.

CASE NO. CV 07-5702 (CW)

Related per November 19, 2007 Order to
Case No. CV 04-1511(CW)

9 RITE AID CORPORATION; RITE AID
10 HDQTRS CORP.; JCG (PJC) USA, LLC;
11 MAXI DRUG, INC D/B/A BROOKS
12 PHARMACY; ECKERD CORPORATION;
13 CVS PHARMACY, INC.; AND CAREMARK
14 LLC,

12 Plaintiffs,

13 vs.

14 ABBOTT LABORATORIES,

14 Defendant.

CASE NO. CV 07-6120 (CW)

Related per December 5, 2007 Order to Case
No. CV 04-1511 (CW)

15 MEIJER, INC. & MEIJER DISTRIBUTION,
16 INC.; ROCHESTER DRUG CO-
17 OPERATIVE, INC.; AND LOUISIANA
18 WHOLESALE DRUG COMPANY, INC., ON
19 BEHALF OF THEMSELVES AND ALL
20 OTHERS SIMILARLY SITUATED,

18 Plaintiffs,

19 vs.

20 ABBOTT LABORATORIES,

20 Defendant.

CASE NO. CV 07-5985 (CW)
(Consolidated Cases)

Related per November 30, 2007 Order to
Case No. CV 04-1511 (CW)

21 Having considered Defendant Abbott Laboratories' Miscellaneous Administrative Motion
22 to File Under Seal and the supporting Declaration of Charles B. Klein, and finding compelling
23 reasons therefore, Defendant's Motion is GRANTED in part, as provided below. Defendant's
24 Motion is DENIED to the extent that it requested filing under seal Exhibit M of the Hurst
25 Declaration, which contains the deposition of Douglas Richman. Abbott made this request based
26 on Direct Purchaser Plaintiffs' designation of this deposition as confidential; however, these
27
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1 Plaintiffs did not file a declaration supporting the filing of this document under seal.

2 Accordingly, it shall be filed in the public record.

3 IT IS HEREBY ORDERED:

4 1. Abbott Laboratories' Motion for Summary Judgment on GSK's Amended Complaint
5 shall be filed UNDER SEAL.

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7 2. The Declaration of Joel W. Hay in Support of Defendant Abbott Laboratories'
8 Motions for Summary Judgment shall be filed UNDER SEAL.

9 3. Exhibits 1 and 2 to the Declaration of Joel W. Hay in Support of Defendant Abbott
10 Laboratories' Motions for Summary Judgment shall be filed UNDER SEAL.

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12 Dated: 10/26/2010


Honorable Claudia Wilken
United States District Court

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