

EXHIBIT E

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

IN RE: Seroquel Products Liability Litigation,
MDL DOCKET NO. 1769

This document relates to:

McDaniel v. AstraZeneca LP, et al.
[Kimberly McDaniel 6:07-cv-10361]

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DEPOSITION TRANSCRIPT
OF
RICHARD MOSKOVITZ, M.D.
- - -

LOCATION: 3002 S.E. 1st Ave., Suite 100
Ocala, FL 34471

DATE: Monday, October 1, 2007

TIME: 9:10 a.m. - 12:20 p.m.

REPORTER: Darlene G. Robison, RPR, FPR
Notary Public, State of Florida

1 A. It can. It can. But also difficulty
2 sleeping can be a reflection of a person's mental
3 health. But prolonged sleep deprivation, you know, can
4 have significant effects on mental health and physical
5 health as well.

6 Q. So if a patient comes to you with persistent
7 insomnia, is that something you take seriously?

8 A. I do.

9 Q. And looking -- well, strike that.

10 When you prescribed Seroquel for
11 Ms. McDaniels in August 2004, Dr. Moskowitz, were you
12 aware that Seroquel had been associated, as other
13 atypicals, with weight gain?

14 A. Yes, I was. My -- I have kind of a hierarchy
15 in mind of which of the atypicals are most associated
16 with that. And I believe that Zyprexa is associated
17 with the most weight gain, then Risperdal at the least
18 end of the spectrum. Geodon and Seroquel somewhere in
19 the middle. Abilify which I prescribe infrequently for
20 other reasons is also thought to be at the lower end of
21 the spectrum as far as weight gain.

22 Q. And did you understand at the time also that
23 Seroquel had been associated with high blood sugar?

24 A. Yes.

25 Q. And in fact, Doctor, from time to time do you

1 on the list. And it's been a long time ago so I can't
2 remember, you know, exactly reading it but I'm sure I
3 did and I do read the dear doctor letters when I get
4 them.

5 MR. HAMPTON: Objection, speculation.

6 Q. (BY MR. GADDES) And if you -- if you could
7 just take a look at the first paragraph of the January
8 30, 2004 letter.

9 A. Uh-huh.

10 Q. Beginning at the second sentence it reads:
11 "The FDA has asked all manufacturers of atypical
12 antipsychotic medications, including AstraZeneca, to add
13 a warnings statement describing the increased risk of
14 hyperglycemia and diabetes in patients taking these
15 medications, including Seroquel."

16 Did I read that correctly, Doctor?

17 A. Yes, you did.

18 Q. So at the time you were prescribing Seroquel
19 you understood that the manufacturers had stated there
20 was an increased risk of diabetes and hyperglycemia?

21 A. I did.

22 MR. HAMPTON: Objection, foundation.

23 Q. (BY MR. GADDES) And, Doctor, I would also
24 like to hand you --

25 MR. GADDES: Or I'd ask the court reporter to

1 Q. (BY MR. GADDES) Knowing that she had
2 diabetes you still thought given her suicidal tendencies
3 that she was -- it was appropriate to treat her with
4 Seroquel?

5 MR. HAMPTON: Same objection.

6 THE WITNESS: Yes, I did.

7 MR. GADDES: One -- I think that's all I have
8 for you today, Doctor. I want to thank you for
9 answering our questions. I know we've had to rush
10 it but I appreciate your time.

11 MR. HAMPTON: That's all the questions I
12 have, too, Doctor. Thank you.

13 MR. GADDES: Doctor, thank you. It's been a
14 pleasure.

15 (Discussion was conducted off the record.)

16 THE REPORTER: Read or waive?

17 MR. GADDES: Did you want to read?

18 THE WITNESS: I think I'll waive.

19 (Discussion was conducted off the record and
20 Exhibit Nos. 6, 9 and 10 were marked for
21 Identification.)

22 THE REPORTER: You were ordering this?

23 MR. HAMPTON: There's a standard protocol.

24 MR. GADDES: There's a standard protocol that
25 they should know when you go back to the office.