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UNITED STATES DISTRICT COU SOUTHERN DISTRICT OF NEW	YORK	DOC #:DATE FILEI 9/21/2023
UNITED STATES OF AMERICA, BASSAN,		15-CV-04179 (CM) (VF)
	Plaintiffs,	<u>ORDER</u>
-against-		
OMNICARE, INC.,		
	Defendant.	
UNITED STATES OF AMERICA,		
	Plaintiff,	
-against-		
OMNICARE, INC. and CVS HEAL CORP.,	ТН	
	Defendants.	

On July 24, 2023, Defendants submitted a binder of 224 documents for in camera privilege review. See ECF No. 304. The documents discussed below are identified by "Tab" number, using the same "Tab" number from the Table of Contents provided by Defendants for the in camera review.

VALERIE FIGUEREDO, United States Magistrate Judge.

The following documents are not privileged and should be produced to the Government in their entirety: Tabs 38, 58-64, 75, 78-87, 121, 123-24, 201-206, 208-209, 221.

The following documents should be produced with redactions, as indicated below:

• Tab 5: Redact email dated 10/16/18, 9:54 a.m., from Joseph Lavino to Alicia Palombo

• Tab 24: Redact email dated 10/16/18, 9:54 a.m., from Joseph Lavino to Alicia

Palombo

• Tab 36: Redact email dated 10/16/18, 9:54 a.m., from Joseph Lavino to Alicia

Palombo (page 2 of email chain)

• Tab 37: Only the top email, dated 4/26/18, 5:11 p.m., from John Rocchio to Mark

Johnston should be redacted. The other three emails that were redacted are not

privileged.

• Tab 46: The redactions applied to the email dated 4/20/18, 8:33 a.m., from Wendy Christopher to Christopher King should be removed. The same email is also at

Tab 207, and the redaction in that version of the email should also be removed.

As indicated at the conference on September 21, 2023, Defendants have until September

28, 2023, to raise any objections to this ruling. The Clerk of Court is directed to terminate the

motion at ECF No. 266.

SO ORDERED.

DATED: New York, New York

September 21, 2023

VALERIE FIGUEREDO

United States Magistrate Judge

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