

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)

TRIANTAFYLLOS TAFAS,
Plaintiff,
v.
JON W. DUDAS et al.,
Defendants.

No. 1:07cv846-JCC-TRJ

SMITHKLINE BEECHAM
CORPORATION et al.,
Plaintiffs,
v.
JON W. DUDAS et al.,
Defendants.

No. 1:07cv1008-JCC-TRJ

MOTION OF PHARMACEUTICAL RESEARCH AND MANUFACTURERS
OF AMERICA FOR LEAVE TO FILE AN AMICUS CURIAE BRIEF

The Pharmaceutical Research and Manufacturers of America ("PhRMA") respectfully
moves for leave to file a brief as amicus curiae in support of anticipated motions for summary
judgment by the plaintiffs in the above-captioned consolidated cases. Counsel for PhRMA have
conferred with counsel for Plaintiff Triantafyllos Tafas, the GlaxoSmithKline plaintiffs ("GSK"),
and Defendants regarding this motion. Plaintiffs do not oppose this motion, and Defendants take
no position on this motion. All parties agree, however, that the motion should be decided
without oral argument.

As explained in further detail in the accompanying memorandum, PhRMA and its members—the country’s leading research-based pharmaceutical and biotechnology companies—have a direct interest in this litigation. In light of the current schedule and need for expedited resolution of GSK’s pending motion for a TRO and preliminary injunction, PhRMA seeks leave to file an amicus brief in connection with the anticipated summary judgment motions and not GSK’s currently pending motion.

If the schedule currently in place in the Tafas case is adopted in the GSK case, PhRMA requests that its amicus brief be due on November 14, 2007. If the Tafas schedule is modified or a different schedule is adopted in the GSK case, PhRMA requests that its brief be due one week after GSK files its summary judgment motion.

Date: October 26, 2007

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 26, 2007, the foregoing pleading was electronically filed with the Clerk of Court using the CM/ECF system, which will send a notification of such filing to the following:

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