



IN THE DISTRICT COURT OF CLEVELAND COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA ) S.S.  
CLEVELAND COUNTY )  
**FILED** In The  
Office of the Court Clerk

APR 03 2018

In the office of the  
Court Clerk MARILYN WILLIAMS

STATE OF OKLAHOMA, *ex rel.*, MIKE )  
HUNTER, ATTORNEY GENERAL OF )  
OKLAHOMA, )

Plaintiff, )

v. )

PURDUE PHARMA L.P.; PURDUE PHARMA )  
INC.; THE PURDUE FREDERICK COMPANY, )  
INC.; TEVA PHARMACEUTICALS USA, INC.; )  
CEPHALON, INC.; JOHNSON & JOHNSON; )  
JANSSEN PHARMACEUTICALS, INC.; )  
ORTHO-McNEIL-JANSSEN )  
PHARMACEUTICALS, INC., n/k/a JANSSEN )  
PHARMACEUTICALS, INC.; JANSSEN )  
PHARMACEUTICA, INC., n/k/a JANSSEN )  
PHARMACEUTICALS, INC.; )  
ALLERGAN, PLC, f/k/a ACTAVIS PLC, f/k/a )  
ACTAVIS, INC., f/k/a WATSON )  
PHARMACEUTICALS, INC.; WATSON )  
LABORATORIES, INC.; ACTAVIS LLC; and )  
ACTAVIS PHARMA, INC., f/k/a WATSON )  
PHARMA, INC., )

Defendants. )

Case No. CJ-2017-816

Honorable Thad Balkman

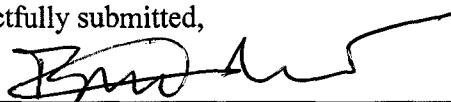
**DEFENDANTS' RESPONSE TO THE STATE'S  
OBJECTION TO AND MOTION TO MODIFY THE PROTECTIVE ORDER**

Defendants<sup>1</sup> respectfully submit this response to the State's objection to and motion to modify the protective order, in which the State objects to certain portions of the protective order that Special Master Hetherington entered to facilitate discovery in this matter. After the State filed its objection on March 27, 2018, Special Master Hetherington advised the parties that he will evaluate the State's objection in the first instance (Apr. 2, 2018 Email from Hon. W. Hetherington to S. Coats, et al. (Ex. A)), thereby construing the objection as a request for reconsideration, and then will decide whether to make any modifications to the protective order before further review by the Court. Any such modifications could materially affect the scope of the State's objection or moot some or all or those objections. In furtherance of assessing the protective order, Special Master Hetherington requested Defendants to submit additional briefing on particular portions of the protective order, and Defendants will do so.

Accordingly, Defendants request the Court hold the State's objection in abeyance until Special Master Hetherington determines whether any modification of the protective order are necessary and proper. At that time, the State may choose to renew, modify, or rescind its objections in whole or in part as the case may be, and Defendants will respond.

Dated April 3, 2018

Respectfully submitted,



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<sup>1</sup> Defendants are Purdue Pharma L.P., Purdue Pharma, Inc., The Purdue Frederick Company, Teva Pharmaceuticals USA, Inc., Cephalon, Inc., Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen, Pharmaceuticals, Inc., N/K/A Janssen Pharmaceuticals, Inc., Janssen Pharmaceutica, Inc., N/K/A Janssen Pharmaceuticals, Inc., Watson Laboratories, Inc., Actavis LLC, and Actavis Pharma, Inc. F/K/A Watson Pharma, Inc.

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Janssen Pharmaceuticals, Inc.*

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Inc., Actavis LLC, and Actavis Pharma, Inc.  
f/k/a Watson Pharma, Inc.*

CERTIFICATE OF SERVICE

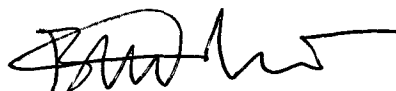
This is to certify that a true and correct copy of the above and foregoing was mailed, postage prepaid, this 3rd day of April, 2018 to:

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Attorneys for Plaintiff



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## Sanford C. Coats

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**From:** Bill Hetherington <hethlaw@cox.net>  
**Sent:** Monday, April 02, 2018 2:51 PM  
**To:** Sanford C. Coats  
**Subject:** RE: Response regarding protective order

Sandy – Yes that is correct and the five days is consistent with what we have set up for responses like this. Of course if possible, I would like to keep everything I can off his plate. So great, 4/9 is the response date. Thanks

William C. (Bill) Hetherington, Jr.  
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**From:** Sanford C. Coats <sandy.coats@crowedunlevy.com>  
**Sent:** Monday, April 2, 2018 2:46 PM  
**To:** 'xxOpioidOklaJDGLocal@morganlewis.com' <xxOpioidOklaJDGLocal@morganlewis.com>; William Hetherington (JudgeB@cox.net) <JudgeB@cox.net>; William Hetherington (Hethlaw@cox.net) <Hethlaw@cox.net>  
**Cc:** Paul LaFata <paullafata@quinnemanuel.com>; Jonathan Tam <jonathantam@quinnemanuel.com>; Cullen D. Sweeney <cullen.sweeney@crowedunlevy.com>; Joshua Burns <joshua.burns@crowedunlevy.com>; Reggie Whitten <rwhitten@whittenburrage.com>; 'Michael Burrage (mburrage@whittenburrage.com)' <mburrage@whittenburrage.com>; Brad Beckworth <bbeckworth@nixlaw.com>  
**Subject:** Response regarding protective order

Judge Hetherington,

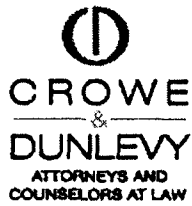
I write on behalf of Defendants to confirm our understanding, per your guidance at the last hearing and email yesterday, that with respect to the State's submission on your protective order, you prefer to consider the issues in the first instance before any appeal of those issues to Judge Balkman. We also understand per your instruction that Defendants should attend to your guidance in your email about which particular issues by the State you request further briefing to consider the issues. As far as timing, we would suggest that we submit the response papers for your consideration 5 business days from yesterday (or 4/9).

Please let us know if we are in error or if you disagree in any way.

Thank you.

Sandy

Exhibit A



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