

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA *ex rel.*  
LEE CHARTOCK, M.D., ET AL,  
Plaintiffs,

v.

ELAN CORPORATION, PLC, EISAI  
COMPANY, LTD., and EISAI, INC.

Defendants.

FILED UNDER SEAL

Civil Action No. 04-CV-11594-RWZ

RWZ ~~PROPOSED~~ ORDER

WHEREAS, the United States has filed a Notice of Intervention as to Elan Corporation plc (“Elan”), for the purpose of execution of a Settlement Agreement, it is hereby

ORDERED that this Notice of Intervention be unsealed, and

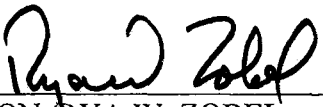
FURTHER ORDERED that the Relator’s Complaint be unsealed, and

FURTHER ORDERED that the Notice of Intervention as to Only Eisai and the Joint Stipulation and Order of Dismissal as to Only Eisai filed with the Court on December 10, 2010, be unsealed, and

FURTHER ORDERED that all other contents of the matters previously filed in this action (including, but not limited to, any applications filed by the United States for extensions of the sixty-day investigative period, any applications for partial lifting of the seal, and any orders Previously entered in this matter), should remain under seal and not be made public or served upon Elan, Eisai, or the Relator, and

FURTHER ORDERED, that a copy of this order shall be provided to counsel for the United States, counsel for the Relator, and counsel for the Defendants.

12/15/10  
DATE

  
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HON. RYA W. ZOBEL  
United States District Judge