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October 28, 2014

**VIA ECF**

The Honorable Alvin K. Hellerstein  
United States District Court,  
Southern District of New York  
500 Pearl Street Room 1050  
New York, NY 10007

Re: *Mary K. Jones v. Pfizer Inc., et al.*  
Civil Action No. 1:10-cv-03864-AKH

Dear Judge Hellerstein:

We represent Defendant Pfizer Inc. in connection with the above-referenced matter. We write on behalf of all of the Defendants in connection with the Court's October 21, 2014 order regarding the potential deposition of Ms. Mary Holloway. Pursuant to the Court's order, on October 24, 2014 we submitted to Ms. Holloway's counsel the subjects upon which Defendants propose to question Ms. Holloway if she is compelled to testify at a deposition. A copy of that letter is attached as Exhibit A.

Defendants do not believe that any testimony from Ms. Holloway would be relevant in this securities case, and Defendants reserve the right to object to its admission at trial. Among other things, Ms. Holloway—who was a field-based products sales manager—had no

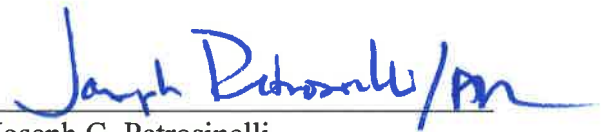
The Honorable Alvin K. Hellerstein  
October 28, 2014  
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involvement whatsoever in Pfizer's SEC filings, Pfizer's public statements about the government investigations at issue, or Pfizer's FAS 5 reserving decisions. Defendants take no position on the merits of the procedural dispute between Plaintiffs and Ms. Holloway.

Respectfully submitted,

WILLIAMS & CONNOLLY LLP

By:

A handwritten signature in blue ink, appearing to read "Joseph Petrosinelli" with a stylized flourish at the end.

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# Exhibit A

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October 24, 2014

Via E-mail (cmonaco@cynthiamonacolaw.com)

Cynthia Monaco, Esq.  
The Law Offices of Cynthia Monaco  
The French Building  
551 Fifth Ave., 31st Fl.  
New York, NY 10176

Re: Jones v. Pfizer, Inc., et al.  
Civil Action No. 1:10-cv-03864-AKH(S.D.N.Y.)

Dear Ms. Monaco:

As you know, we represent defendant Pfizer, Inc., in connection with the above-referenced matter. We write on behalf of all of the Defendants pursuant to the Court's October 21, 2014 order regarding Ms. Holloway, and specifically to identify the subjects on which we propose to question Ms. Holloway if she is compelled to testify at a deposition.<sup>1</sup>

We understand that Plaintiffs would have up to two hours to depose Ms. Holloway. After Plaintiffs' direct examination, Defendants might question her regarding the following subjects:

1. Pfizer's policies governing the proper marketing and promotion of its products, including Bextra;
2. Pfizer's training of its employees, including Ms. Holloway, concerning the proper marketing and promotion of its products, including Bextra;
3. Ms. Holloway instructions to employees regarding the proper promotion of Pfizer products, including Bextra.

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<sup>1</sup> Defendants believe that any testimony by Ms. Holloway would not be relevant to this action, and Defendants reserve the right to object to its admission at trial.

WILLIAMS & CONNOLLY LLP

Cynthia Monaco, Esq.  
October 24, 2014  
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4. Pfizer's (and Ms. Holloway's) monitoring of its employees' compliance with Pfizer's policies, including but not limited to training, certifications, coaching, ride-alongs, disciplinary measures, and other matters;
5. Ms. Holloway's presence at meetings, and receipt of emails and other documents, demonstrating instructions by Pfizer's senior management regarding the proper marketing and promotion of Pfizer's products, including Bextra;
6. Pfizer's approved promotional materials concerning Bextra;
7. The corporate structure of Pfizer's Powers Sales Division between 2002-2005;
8. Ms. Holloway's actions in connection with the attempted document deletion by Thomas Farina and others in late 2004 and early 2005, as well as statements about Ms. Holloway contained in documents relating to those individuals;
9. Ms. Holloway's interactions with the government in connection with the government's investigations into each of Pfizer and Ms. Holloway;
10. Ms. Holloway's interactions, if any, with the individual defendants;
11. Statements attributed to Ms. Holloway in pleadings and other documents filed in connection with her criminal case, including her sentencing memorandum and transcript of sentencing hearing;
12. Examination on any subjects or documents that Plaintiffs raise during their direct examination of Ms. Holloway.

Please let us know if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Amanda MacDonald".

Amanda M. MacDonald

## Regan Karstrand

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**From:** NYSJ\_ECF\_Pool@nysd.uscourts.gov  
**Sent:** Tuesday, October 28, 2014 12:01 PM  
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**Subject:** Activity in Case 1:10-cv-03864-AKH Jones et al v. Pfizer, Inc. et al Letter

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### U.S. District Court

### Southern District of New York

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The following transaction was entered by Collogan, Lauren on 10/28/2014 at 12:00 PM EDT and filed on 10/28/2014

**Case Name:** Jones et al v. Pfizer, Inc. et al  
**Case Number:** [1:10-cv-03864-AKH](#)  
**Filer:** Pfizer, Inc.  
**Document Number:** [238](#)

#### Docket Text:

[LETTER addressed to Judge Alvin K. Hellerstein from Joseph Petrosinelli dated 10/28/2014 re: October 21, 2014 Order. Document filed by Pfizer, Inc..\(Collogan, Lauren\)](#)

#### 1:10-cv-03864-AKH Notice has been electronically mailed to:

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