

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARY K. JONES, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

v.

PFIZER INC., et al.,

Defendants.

Civil Action No. 1:10-cv-03864-AKH

Hon. Alvin K. Hellerstein

ECF Case

**NOTICE OF DEFENDANTS' MOTION *IN LIMINE* NO. 5
TO EXCLUDE EVIDENCE RELATED TO
MARKETING AND ALLEGED OFF-LABEL PROMOTION OF PFIZER PRODUCTS**

PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum in Support of Defendants' Motion *In Limine* No. 5 To Exclude Evidence Related to Marketing and Alleged Off-Label Promotion of Pfizer Products, the December 10, 2014 Declaration of Amanda M. MacDonald in Support of Defendants' Motions *In Limine*, and Exhibits annexed thereto, and all prior pleadings, submissions and proceedings had herein, Defendants Pfizer Inc., Ian C. Read, Allen Waxman, Alan G. Levin, Frank D'Amelio, Jeffrey B. Kindler, and Henry A. McKinnell will move the United States District Court for the Southern District of New York, on a date and at such time as may be designated by the Court, located in the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, for an order, pursuant to Federal Rules of Evidence 401, 402, 403, and 404, excluding evidence related to marketing and alleged off-label promotion of Pfizer products. Defendants respectfully request oral argument on all of their *in limine* motions.

Date: December 10, 2014
Washington, D.C.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, on this 10th day of December, 2014, the foregoing Notice of Defendants' Motion *in Limine* No. 5 to Exclude Evidence Related to Marketing and Alleged Off-Label Promotion of Pfizer Products, was filed with the Court through the CM/ECF system and thereby served to all parties of record.

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Southern District of New York

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Jeffrey B. Kindler
Alan G. Levin
Henry A. McKinnell
Pfizer, Inc.
Ian C. Read
Allen Waxman

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MOTION in Limine No. 5 To Exclude Evidence Related to Marketing and Alleged Off-Label Promotion of Pfizer Products. Document filed by Frank D'Amelio, Jeffrey B. Kindler, Alan G. Levin, Henry A. McKinnell, Pfizer, Inc., Ian C. Read, Allen Waxman.(Collogan, Lauren)

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