

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARY K. JONES, Individually and on Behalf	:	Civil Action No. 1:10-cv-03864-AKH
of All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff	:	
	:	NOTICE OF MOTION IN SUPPORT OF
vs.	:	PLAINTIFFS' MOTION <i>IN LIMINE</i>
	:	PRECLUDING DEFENDANTS FROM
PFIZER INC., et al.,	:	DISPUTING OFF-LABEL PROMOTION OF
	:	BEXTRA AND ZYVOX
Defendants.	:	
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TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

PLEASE TAKE NOTICE that plaintiffs will move the Honorable Alvin K. Hellerstein, United States District Court Judge for the Southern District of New York, on a date and at such time as may be designated by the Court, at 500 Pearl Street, New York, New York 10007, for an order approving Plaintiffs' Motion *in Limine* Precluding Defendants from Disputing Off-Label Promotion of Bextra and Zyvox. Plaintiffs respectfully request Oral Argument on this Motion. In support of this Motion, plaintiffs rely on the Memorandum of Law and the Declaration of Henry Rosen, submitted herewith, and whatever argument the Court may entertain at a hearing on this Motion.

DATED: December 10, 2014

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CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2014, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on December 10, 2014.

s/ HENRY ROSEN

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Southern District of New York

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Case Number: [1:10-cv-03864-AKH](#)
Filer: Mary K. Jones
Stichting Philips Pensioenfonds

Document Number: [365](#)

Docket Text:

[MOTION in Limine Precluding Defendants from Disputing Off-Label Promotion of Bextra and Zyvox. Document filed by Mary K. Jones\(Individually\), Stichting Philips Pensioenfonds.\(Rosen, Henry\)](#)

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