

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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

Plaintiff,

-against-

PFIZER INC., et al.,

Defendants

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

**NOTICE OF NON-PARTY KPMG LLP'S
MOTION FOR PROTECTIVE ORDER
AND APPLICATION FOR COSTS**

PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Non-Party KPMG LLP in Support of Motion for a Protective Order and Application for Costs, the Declaration of Kevin A. Burke with exhibits thereto, and all other papers and proceedings herein, KPMG LLP ("KPMG") moves this Court, before the Honorable Alvin K. Hellerstein, United States District Judge for the Southern District of New York, on a date and time to be set by the Court, for a protective order pursuant to Fed. R. Civ. P. 26(c) and 45(c)(3):

- (i) prohibiting Plaintiffs from seeking the production of additional documents from KPMG; and
- (ii) in any event, directing Plaintiffs to reimburse KPMG for the reasonable costs and fees incurred by KPMG in responding to the subpoena, including with respect to internal data collection and processing, data hosting and further processing by a third-party vendor, and review by contract attorneys; and
- (iii) for such other relief as the Court deems just, fair, and appropriate.

