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E. THOMPSON

LAVIN, O'NEIL, RICCI, CEDRONE & DISIPIO

ATTORNEYS AT LAW
SUITE 500
190 NORTH INDEPENDENCE MALL WEST
6TH & RACE STREETS
PHILADELPHIA, PA 19106
(215) 627-0303
FAX: (215) 627-2551
WWW.LAVIN-LAW.COM

NEW YORK OFFICE
420 LEXINGTON AVENUE
GRAYBAR BUILDING
SUITE 2900
NEW YORK, NY 10170
(212) 319-6898
FAX: (212) 319-6932

NEW JERSEY OFFICE
1300 ROUTE 73
SUITE 307
MT. LAUREL, NJ 08054
(856) 778-5544
FAX: (856) 793-0237

WRITER'S DIRECT DIAL NUMBER
(215) 351-7901

WRITER'S E-MAIL ADDRESS
JONEIL@LAVIN-LAW.COM

September 7, 2010

PAXIL – PREGNANCY

CONTROL NO._____

Response Date: Unopposed

Opposing Counsel:
Feldman & Pinto, P.C.
Blizzard McCarthy & Nabers

The Honorable Sandra M. Moss
Court of Common Pleas
of Philadelphia County
Complex Litigation Center
City Hall – Room 622
Philadelphia, PA 19107
Attention: Donna Candelora, Esquire

Re: In Re Paxil Pregnancy Litigation
Philadelphia CCP, February 2007, No. 3220
Our File No.: 8014-2152F

DEFENDANT, GLAXOSMITHKLINE LLC, FORMERLY SMITHKLINE BEECHAM CORPORATION, d/b/a GLAXOSMITHKLINE'S
MOTION TO FILE UNDER SEAL

Case ID: 070203220
Control No.: 10090748

IN RE: PAXIL PREGNANCY CASES	:	PHILADELPHIA COUNTY COURT OF COMMON PLEAS FEBRUARY TERM, 2007 NO.: 3220 PAXIL - PREGNANCY

ORDER

AND NOW, this _____ day of _____, 2010, upon consideration of Defendant GlaxoSmithKline LLC, formerly SmithKline Beecham Corporation, d/b/a GlaxoSmithKline's Motion to File Under Seal, and any responses thereto and for good cause shown, it is hereby **ORDERED** that said Motion is **GRANTED**. The Prothonotary is hereby directed that all certain confidential exhibits be placed under seal and remain under seal.

BY THE COURT:

_____
MOSS, J.

Case ID: 070203220
Control No.: 10090748

Dear Judge Moss:

Now comes defendant, GSK, in the above-captioned matter and avers and specifically requests as follows:

1. The parties to this action are bound by the agreed upon "Consent Protective Order," pursuant to which many of the documents exchanged in discovery and depositions are considered to be "Confidential."

2. Both parties will be filing various Motions and Responses in this matter.

3. Several of the documents the parties may attach to its Motions or Responses constitute "Confidential" documents or materials pursuant to the parties' "Consent Protective Order."

4. The parties agree that no Motions or Responses will be filed under seal, rather, this request only applies to the confidential *exhibits* that accompany Motions and Responses.

5. The decision to grant a request to seal a record rests in the sound discretion of the trial court. Commonwealth v. Frattarola, 336 Pa. Super. 411, 485 A.2d 1147 (1984).

6. Defendant GSK respectfully moves the parties be permitted to file certain exhibits to its Motions and Responses in this matter under seal.

Respectfully Submitted,

LAVIN, O'NEIL, RICCI, CEDRONE & DISIPIO

By: /s/
Joseph E. O'Neil, Esquire (ID No. 29053)
Mary Grace Maley, Esquire (ID No. 37610)
Carolyn L. McCormack, Esquire (ID No. 87800)

-and-

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KING & SPALDING LLP
Chilton D. Varner, Esquire (Admitted *Pro Hac Vice*)
Andrew T. Bayman, Esquire (Admitted *Pro Hac Vice*)
Todd P. Davis, Esquire (Admitted *Pro Hac Vice*)
Robert K. Woo, Esquire *(*Admitted *Pro Hac Vice)*
Meredith B. Redwine, Esquire (Admitted *Pro Hac Vice*)
Counsel for Defendant,
GlaxoSmithKline LLC, formerly
SmithKline Beecham Corporation,
d/b/a GlaxoSmithKline

cc: (w/enclosures)
Rosemary Pinto, Esquire
Edward Blizzard, Esquire
Scott Nabers, Esquire
Jamie L. Sheller, Esquire
Alice S. Johnston, Esquire
James E. Kurack, Esquire
Ryan Leonard, Esquire
Arthur B. Keppel, Esquire
Charles A. Fitzpatrick, Esquire
Alyson B. Walker, Esquire
Sharon Caffrey, Esquire
Scott Reid, Esquire
Terry Henry, Esquire

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LAVIN, O'NEIL, RICCI, CEDRONE & DISIPIO
Joseph E. O'Neil, Esquire (ID No. 29053)
Mary Grace Maley, Esquire (ID No. 37610)
Carolyn L. McCormack, Esquire (ID No. 87800)
190 North Independence Mall West, Suite 500
6th & Race Streets
Philadelphia, PA 19106
215-627-0303
215-627-2551 (facsimile)

Counsel for Defendant,
SmithKline Beecham Corporation
d/b/a GlaxoSmithKline

IN RE: PAXIL PREGNANCY CASES	:	PHILADELPHIA COUNTY COURT OF COMMON PLEAS FEBRUARY TERM, 2007 NO.: 3220 PAXIL - PREGNANCY

ATTORNEY CERTIFICATION OF GOOD FAITH

I, Carolyn L. McCormack, Esquire, hereby certify that counsel for GSK spoke with opposing counsel in an effort to resolve the specific dispute at issue. Plaintiffs do not oppose and filing of this Motion. Accordingly, GSK files the within Motion.

/s/
Carolyn L. McCormack, Esquire
Counsel for Defendant,
GlaxoSmithKline LLC, formerly
SmithKline Beecham Corporation,
d/b/a GlaxoSmithKline

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CERTIFICATE OF SERVICE

I hereby certify that, on September 7, 2010, I will serve a true and correct copy of **DEFENDANT GLAXOSMITHKLINE LLC, FORMERLY SMITHKLINE BEECHAM CORPORATION, d/b/a GLAXOSMITHKLINE'S MOTION TO FILE UNDER SEAL** in accordance with Pa. R.C.P. 440 on all parties not served electronically. All other parties will be electronically served by the court in accordance with Pa. R.C.P. 205.4(g) and by electronic mail.

Rosemary Pinto, Esquire
Feldman & Pinto, P.C.
1604 Locust Street, 2R
Philadelphia, PA 19103
Liaison Counsel for Plaintiffs

Edward Blizzard, Esquire
J. Scott Nabers, Esquire
Blizzard, McCarthy & Nabers, LLP
440 Louisiana, Suite 1710
Houston, TX 77002
Liaison Counsel for Plaintiffs

Jamie L. Sheller, Esquire
Sheller, PC
1528 Walnut Street
3rd Floor
Philadelphia, PA 19102
Liaison Counsel for Plaintiffs

Alice S. Johnston, Esquire
James E. Kurack, squire
Ryan Leonard, Esquire
Obermayer, Rebmann, Maxwell & Hippel, LLP
One Penn Center, 19th Floor
1617 JFK Blvd
Philadelphia, PA 19103
Counsel for Defendant, Teva Pharmaceuticals USA, Inc.

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Arthur B. Keppel, Esquire
Charles A. Fitzpatrick, Esquire
Rawle & Henderson LLP
1339 Chestnut Street
One South Penn Square
The Widener Building, 16th Floor
Philadelphia, PA 19107
Counsel for Defendants, Apotex Corp. and Torpharm Inc.

Sharon Caffrey, Esquire
Alyson B. Walker, Esquire
Duane Morris, LLP
30 South 17th Street
Philadelphia, PA 19103
Counsel for Defendant, Genpharm Inc. a/k/a Genpharm General Partner Inc. and Mylan Laboratories, Inc. a/k/a Mylan Pharmaceuticals, Inc.

Terry Henry, Esquire
Scott Reid, Esquire
Cozen O'Connor
1900 Market Street
Philadelphia, Pennsylvania 19103
Counsel for Defendant, Andrx Pharmaceuticals, Inc.

LAVIN, O'NEIL, RICCI, CEDRONE & DISIPIO

BY:_____/s/_____
Carolyn McCormack, Esquire
Counsel for Defendant,
GlaxoSmithKline LLC, formerly
SmithKline Beecham Corporation,
d/b/a GlaxoSmithKline

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