

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

IN RE: VIOXX PRODUCTS : **MDL NO. 1657**
LIABILITY LITIGATION :
: **SECTION: L**
: **JUDGE FALLON**
: **MAG. JUDGE KNOWLES**

THIS DOCUMENT RELATES TO: THIRD PARTY PAYOR COMMON BENEFIT FEES

**REPORT AND RECOMMENDATION OF SPECIAL MASTER REGARDING
THIRD PARTY PAYOR COMMON BENEFIT AWARDS**

By Order dated March 15, 2013, Judge Eldon Fallon appointed the undersigned as Special Master “to review the remaining objections.” After the appointment, the Special Master issued a Scheduling Protocol (Exhibit 1) which called for submission of documents, memorandum of positions by the parties, and a hearing on May 17, 2013.

Extensive documentation and memorandum from the parties were received and reviewed by the Special Master. After that review, the Special Master issued a Revised Scheduling Protocol (Exhibit 2) which called for the appearance of certain parties at a scheduled hearing for June 20, 2013.

On June 20, 2013, the following appearances were noted:

- a) Leonard Davis
- b) Chris Seeger
- c) David Buchanan
- d) Russ Herman
- e) Robert Arceneaux
- f) Eric Weinberg
- g) Robert Dassow
- h) James Dugan

At the hearing, the Special Master received testimony from Eric Weinberg, Robert Dassow, David Buchanan and Chris Seeger. The actual questioning was by the Special Master to address issues he had noted in the submissions and to more clearly define the positions that were taken by the parties.

With regard to the objection of Eric Weinberg, the testimony and submissions revealed that a significant portion of his time was expended in working with experts, participating at his election in litigation that was pending in Australia, preparation of an article on Alzheimer's disease and work related to bone density. Chris Seeger, who according to all accounts was the primary involved counsel in the third-party payor litigation, testified that all of this work by Mr. Weinberg was not done at the request of liaison counsel or counsel directing the litigation. (Transcript of Proceedings before Special Master, pp. 77-79). Additionally, Mr. Seeger testified that none of this work by Mr. Weinberg was of any benefit in the prosecution and ultimate resolution of the third-party payor litigation. (Transcript of Proceedings before Special Master, pp. 67-68, 76-78 and 85-87).

The Special Master has reviewed the time sheets Mr. Weinberg submitted for common benefit compensation in the third-party payor litigation. Since Mr. Weinberg often grouped many of his time entries, it was almost impossible to parse out the time he devoted to any particular task. In spite of this problem, the Special Master accepted his total time in these grouped instances. The noted group time entries are reflected in the attached Exhibit 3.

The Special Mater has gone through all entries of the Weinberg time sheet and has highlighted all of the entries that are found to be third-party payor related (Exhibit 4). If you total the hours of Mr. Weinberg's related to the third-party payor litigation, including grouped time entries, you end up with 166 hours. Applying an appropriate lodestar factor for the work performed and considering the limited fund and expenses, it is the finding and recommendation of the Special Master that an appropriate and just award for Mr. Weinberg would be \$135,292.00.

With regard to the Hovde Dassow and Deets (HDD) claim for the common benefit work, it should be noted that their work is not questioned by the Fee Allocation Committee (Transcript of Proceedings before Special Master, p. 66), but there is concern about the numbers of firms involved in the prosecution of the New Jersey litigation. The Special Master finds and reports that the number of firms involved is a factor that should and is considered in this Report. The fact that the Audit firm, who was jointly involved with HDD, received a revised allocation of \$240,000.00, it is the finding and recommendation of the Special Master that the HDD firm should receive an award on the same percentage of fees and expense requested as was awarded the Audit firm in the revised award. Accordingly, the award to the HDD firm is \$425,152.00.

The Lanier Firm is another member of the Central States Law Firm group that was involved in the prosecution of the New Jersey litigation. While The Lanier Firm submitted time sheets that reflected 238.6 hours for Richard D. Meadows and 154.6 hours for Evan Janush and there is apparently no contest by the Fee Allocation Committee that these hours were related to the third-party payor litigation, the Lanier Firm was engaged in a collective effort with several other firms and there is a limited fund from what all of the common benefit work can be paid. Accordingly, it is the finding and recommendation of the Special Master that an appropriate and just award to The Lanier Firm is \$75,000.00.

Lafayette, Louisiana, this 8th day of November, 2013.

/s/ PATRICK A. JUNEAU
PATRICK A. JUNEAU
Special Master
1018 Harding Street, Suite 202
Lafayette, LA 70503
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CERTIFICATE OF SERVICE

I hereby certify that, on November 8, 2013, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all known counsel of record who are participants. I further certify that I emailed the foregoing document and the notice of electronic to the following:

Leonard Davis
Herman, Herman, Katz & Cotlar
820 O'Keefe Avenue
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Mr. Robert T. Dassow
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Mr. Christopher A. Seeger
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77 Water Street
New York, NY 10005
Email: cseeger@seegerweiss.com

Lafayette, Louisiana, this 8th day of November, 2013.

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Special Master
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

IN RE: VIOXX : MDL NO. 1657
PRODUCTS LIABILITY LITIGATION : SECTION: L
 : JUDGE FALLON
 :
 : MAG. JUDGE KNOWLES

THIS DOCUMENT RELATES TO: THIRD PARTY PAYOR COMMON BENEFIT FEES

SCHEDULING PROTOCOL FOR
THIRD PARTY PAYOR COMMON BENEFIT FEES

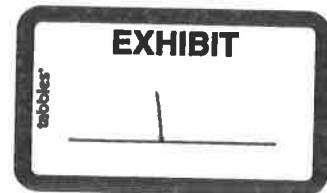
TO: Leonard Davis
Herman, Herman, Katz & Cotlar
820 O'Keefe Avenue
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Fax No. (504) 581-4892

Ms. Margaret E. Woodward
Attorney at Law
3701 Canal Street, Suite C
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Fax No. (504) 301-4365

Mr. Robert T. Dassow
Hovde, Dassow & Deets
Meridian Tower
201 W. 103rd Street, Suite 500
Indianapolis, IN 46290
Fax No. (317) 818-3111

The following scheduling protocol shall apply:

1. The Fee Allocation Committee and the Objectors, Eric H. Weinberg; and Hovde, Dassow & Deets, The Lanier Law Firm, Ewing, McMillin & Willis and Gary F. Franke Co. (Central States Group), shall jointly file with the Clerk, by Wednesday, May 1, 2013, a listing of all documents to be submitted to the Special Master.
2. A memorandum, not to exceed twenty-five (25) pages, is to be filed with the Clerk by the Fee Allocation Committee, Eric H. Weinberg and the Central States Group no later than 5:00 p.m. on Wednesday, May 15, 2013, with a copy to be sent to the Special Master.



3. A hearing will be held on Thursday, May 23, 2013, at a time and place to be announced. At the hearing, Eric Weinberg will be given four (4) hours to present his position and after completion of the Weinberg presentation, the Central States Group will be given four (4) hours to present their position. After the completion of these presentations, the Fee Allocation Committee will be given four (4) hours to make their presentation.
4. By 5:00 p.m. on Friday, May 17, 2013, the Fee Allocation Committee, Eric H. Weinberg and the Central States Group shall file their list of witnesses they will call at the hearing. At the same time, all parties will provide a copy of their listing to each other and to the Special Master.

Lafayette, Louisiana, this 26th day of April, 2013.

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CERTIFICATE OF SERVICE

I hereby certify that, on April 26, 2013, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all known counsel of record who are participants. I further certify that I faxed the foregoing document and the notice of electronic to the following:

Leonard Davis
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820 O'Keefe Avenue
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Ms. Margaret E. Woodward
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Hovde, Dassow & Deets
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Fax No. (317) 818-3111

Lafayette, Louisiana, this 26th day of April, 2013.

/s/ PATRICK A. JUNEAU
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UNITED STATES DISTRICT COURT
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IN RE: VIOXX : MDL NO. 1657
PRODUCTS LIABILITY LITIGATION :
 : SECTION: L
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 : JUDGE FALLON
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 : MAG. JUDGE KNOWLES

THIS DOCUMENT RELATES TO: THIRD PARTY PAYOR COMMON BENEFIT FEES

REVISED SCHEDULING PROTOCOL FOR
THIRD PARTY PAYOR COMMON BENEFIT FEES

TO: Leonard Davis : Ms. Margaret E. Woodward
Herman, Herman, Katz & Cotlar : Attorney at Law
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Email: ldavis@hhklawfirm.com : Email: mewno@aol.com

Mr. Andy D. Birchfield, Jr. : Mr. Robert T. Dassow
Beasley, Allen, Crow, Methvin, : Hovde, Dassow & Deets
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Mr. Christopher A. Seeger
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The Special Master has reviewed the documents and briefs that were sent to him, but unfortunately, he is not with any degree of clarity able to make a report to the Court without further information. In that regard he has determined that he will need to question the following individuals:

1. Eric Weinberg
2. Chris Seeger
3. Andy Birchfield
4. Robert Dassow



The revised protocol will require a hearing at 9:00 a.m. on Thursday, June 20, 2013 at Courtroom C468 of the Federal Courthouse in New Orleans, Louisiana. At the hearing, the Special Master will address questions to Eric Weinberg, Chris Seeger, Andy Birchfield and Robert Dassow.

At the conclusion of the hearing, the entire matter, including prior submissions, will be considered by the Special Master in rendering a report and recommendation to the Court.

Lafayette, Louisiana, this 10th day of June, 2013.

/s/ PATRICK A. JUNEAU

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SPECIAL MASTER'S ANALYSIS OF WEINBERG'S TIME

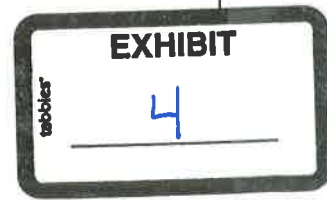
Date	Hours	Partial TPP?	Partial Hours
11/20/2007	7.5	Y	7.5
2/12/2008	0.5		0
2/13/2008	1.0		0
2/20/2008	2.0		0
3/1/2008	3.0		0
3/17/2008	1.0		0
3/18/2008	2.5		0
3/24/2008	2.5		0
3/25/2008	2.0		0
4/4/2008	1.0		0
4/15/2008	8.0		0
4/24/2008	1.0		0
4/25/2008	1.5		0
5/27/2008	1.0		0
5/28/2008	8.0		0
7/9/2008	4.0		0
7/23/2008	2.5		0
9/3/2008	1.0		0
9/5/2008	8.0		0
9/18/2008	1.5		0
9/22/2008	1.0		0
9/24/2008	8.0		0
9/25/2008	2.0		0
10/28/2008	2.5	Y	2.5
1/22/2009	2.0		0
2/7/2009	3.0		0
2/8/2009	6.0		0
2/9/2009	1.5		0
2/11/2009	4.0		0
2/13/2009	4.5		0
2/13/2009	0.5		0
2/18/2009	0.5		0
2/23/2009	0.5		0
2/26/2009	4.0		0
2/27/2009	4.0	Y	4
3/3/2009	2.0		0
3/20/2009	3.0		0
3/26/2009	8.0		0
3/30/2009	8.0	Y	8
4/1/2009	8.0	Y	8
4/13/2009	0.5		0
6/11/2009	4.0		0
6/16/2009	1.5		0
6/18/2009	1.5		0
6/19/2009	5.0		0
6/20/2009	1.0		0
6/30/2009	2.0		0
7/15/2009	1.0		0
7/27/2009	8.0		0
7/28/2009	8.0		0
7/30/2009	1.0		0
Total:	166.0		30.0

EXHIBIT

3

tabbies

VOICX	HRS	DESCRIPTION OF WORK
11.12.07	0.5	Prepare letter to Merck counsel regarding production of Bates information regarding FDA-Merck interactions on Abzhartner's Studies meeting of 4-1-98
11.13.07	3	Research regarding FDA MDL Proletche Order related to FOIA action
11.14.07	6.5	Receipt and Review Transcript of Gilbert Block MD 10.30.07 deposition; review documents; prepare outline of deposition examination of Scott Rabeas MD
11.13.07	8	Preparation of Letter submission to FOIA mediator Judge Humphreys with detailed spreadsheet related to all FOIA letters and responses
11.15.07	0.5	Post letter to Merck counsel regarding Abzhartner's to Lerts
11.18.07	3	Review Gresser Worst Fears email and other documents regarding stroke
11.20.07	7.5	Teleconference with Assistant US Atty Susan Handler re FOIA; teleconference with Dr. Curt Furberg, expert witness; review draft Model TPP Complaint and summary from Bill Marvin Esq.
11.21.07	4	Submission of FDA position paper in mediation for FDA FOIA action
11.21.07	1	Teleconference Dr. Madigan regarding Voxx risk evidence
11.25.07	0.5	Review Girmstein Q & A for Senate including Hong; Stater we'll go to the mat on CV risk
11.26.07	8	Mediation of FDA FOIA issues with Judge Humphreys
11.27.07	1.5	Emails with Dr. Madigan, Sigelman regarding osteoporosis data in Alz
11.28.07	1	Emails with Dr. Madigan, Dr. O'Connor, Dan Sigelman regarding osteoporosis data in Alz
11.28.07	1	Sent draft FOIA email to USAITTY Susan Handler
11.29.07	2	Emails with Drs. Madigan and O'Connor re bone density in Voxx
11.29.07	2	Review draft FOIA letter received from USAITTY Susan Handler
12.04.07	3	Review Report of the Subcommittee on Science and Technology titled "FDA Science and Mission at Risk"



12.04.07	1	Emails with Drs. O'Connor and Madigan regarding Osteoporosis, bone fracture healing and Vioxx
12.05.07	0.5	Emails with Dr. O'Connor
12.05.07	1	Teleconference with Dr. O'Connor and emailing documents related to Vioxx
12.07.07	1	Emails with Dr. Eglman regarding bone mineral density problems with Vioxx
12.07.07	0.5	Scheduled deposition of Scott Reines MD re Alzheimer's (adjourned)
12.08.07	1	Emails with Dr. Madigan regarding presentations re: Vioxx including Ban and Madigan powerpoints
12.10.07	4	Revision Alzheimer's Working paper; Review Folgel oral argument transcript
12.11.07	3	Letter to Susan Handler AUSA re FOIA mediation
12.11.07	3	Revision Alzheimer's Working paper
12.14.07	6.5	Revision Alzheimer's Working paper
12.18.07	1	Redeget and Review transcript Third Circuit oral arguments in Colabaco presumption case
12.17.07	2	Revision Alzheimer's Working paper
12.18.07	3.5	Revision Alzheimer's Working paper
12.18.07	0.5	Scheduling teleconference with Magistrate Judge re FDA FOIA
12.19.07	1	Emails with Sigelman, Dr. Jerry Avorn, Piacella regarding Dr. Madigan's report
12.20.07	0.25	Email with Linda Epstein at Hughes Hubbard granting 30 day extension to Dr. Block to complete errata sheet from deposition
12.26.07	0.25	Email and review Peer Reviewer letter from Circulator re Alzheimer's Studies
12.29.07	2	Emails with Dr. Madigan regarding osteoporosis analysis in Alzheimer's Studies
12.30.07	2.5	Emails with Dr. Madigan regarding osteoporosis analysis in Alzheimer's Studies

01.01.08	2	Emails with Dr. Madigan, Sigelman and Dr. Meyer regarding analyses of high risk patients
01.02.08	1.5	Emails with Dr. Madigan, Sigelman and Dr. Meyer regarding analyses of high risk patients
01.03.08	1.5	Emails with Dr. Madigan regarding ISS analysis
01.04.08	4	Revision Alzheimer's Working paper
01.04.08	0.5	Emails regarding experts, Howard Brod
01.06.08	0.5	Emails regarding pharmaceutical economist expert
01.08.08	1	Emails from Dr. Madigan regarding RR in first 30 days of placebo studies
01.07.08	1	Emails with Drs. Madigan and Kosits regarding ISS tables
01.08.08	0.25	Emails with Ted Meyer regarding confidentiality of Madigan report
01.13.08	3.5	Revision Alzheimer's Working Paper
01.14.08	4	Meeting with Drs. Kosits and Madigan and Jerry Kristal, New Brunswick regarding other risks of Vioxx
01.15.08	4	Revision Alzheimer's Working Paper
01.17.08	1.5	Emails with Drs. Madigan and Meyer and Dan Sigelman regarding Madigan report
01.22.08	6	Receipt and Review Transcript Deposition of Gilbert Block MD
01.23.08	1	Revision Alzheimer's Working paper
01.24.08	1	Emails with Dr. Madigan regarding Preliminary Look at Other Endpoints
01.24.08	2.5	Revision Alzheimer's Working paper
01.28.08	1.5	Review of FDA Advisory Committee Transcript and emails with Dr. Madigan and Jerry Kristal regarding ITT analysis
01.28.08	1.5	Revision of Alzheimer's Working paper

01.29.08	2	Emails with Dr. Madigan regarding IT data in Alzheimer's Studies and FDA Advisory Committee testimony
02.05.08	2	Emails regarding Madigan analysis of other risks
02.07.08	3.5	Revise Working Paper: Building a Simple and Straightforward Case for Multiple Mechanisms of Cardiovascular Harm Attributable to Vioxx; conference call with Seeger Weiss and CPR regarding Non CFA Claims in prior TPP filings
02.08.08	1	Review working draft of Vioxx model TPP complaint
02.08.08	2.5	Review Case Law TPP
02.10.08	4	Review Case Law TPP
02.11.08	4	Review Case Law TPP
02.11.08	0.5	Emails with counsel regarding fraud claims related to TPP litigation
02.12.08	1.5	Review Case Law TPP
02.12.08	8	Meeting with Sigmund, Martin at CPR Philadelphia
02.12.08	0.5	Emails regarding TPP claims, filings and commentary on damages issues
02.13.08	3	Review Case Law TPP
02.13.08	1	Review TPP filed claim documents
02.14.08	8	Preparation of FOIA Spreadsheet related to FOIA litigation
02.18.08	1	Emails with Dr. Madigan regarding EHW Alzheimer's Working paper
02.18.08	1	Emails with Dr. O'Connor regarding Vioxx
02.18.08	0.5	Email Dr. Wayne Ray regarding Dr. Madigan report
02.20.08	2	TPP conference call Seeger/CPR counsel
02.29.08	6	Research Documents Alzheimer's (email); Bone Fracture

02.29.08	3	Preparation Powerpoint summary of case issues for consideration
03.01.08	3	Email to Dr. Madigan with Powerpoint on TPP. Email to Dr. O'Connor with Viox documents; Email to Dr. Eglman with Viox home documents
03.02.08	4	Review court decisions in Lucek 68 case (Trial, Appellate, Supreme Court of NJ)
03.06.08	4	Review Madigan report and email with Sigelman, Meyer
03.06.08	3	Excerpt Latis deposition related to NitroMed Project
03.07.08	2	Email with Eglman and review PPT
03.07.08	8	Submission of Response to FDA FOIA pleading of US Atty
03.08.08	2.5	Email with Madigan regarding analyses to be done in TPP
03.08.08	2	Revise Latis Deposition excerpts
03.09.08	3	Review NitroMed PPT, depositions and documents
03.10.08	3	Review NitroMed PPT, depositions and documents
03.13.08	2	Review Daniels/Selentberg abstract and background analysis (Viox/Madigan work)
03.14.08	0.5	Email to Lief Cabraser regarding proposing Working Group Meeting
03.15.08	1	Email to potential expert Karl Herrup PhD Alzheimer's research work on NitroMed powerpoint
03.17.08	1	Email to Seeger Buchanan Grand Packella asking for TPP meeting; review Marvin email regarding allegations of TPP Complaint
03.18.08	2.5	Review of Draft TPP Complaint and email to Marvin regarding same
03.19.08	1	Email to Dr. Madigan re Proposed list of terms
03.20.08	1	Email to Seeger regarding litigation strategy and forwarding Alzheimer's working paper and Seeger response
03.21.08	3.5	Interview potential Pharmacy Benefit Manager expert; email with Jeff Grand; response from Dr. Herrup regarding Alzheimer's study data

03.24.08	2.5	Review of Draft TPP Complaint
03.25.08	2	Email with counsel with draft TPP Agenda for discussion
03.26.08	1	Email with Marvin regarding comments on Complaint and process
03.27.08	2	Conference call with Marvin, Bucharian, Cohen re Complaint; forward Alzheimer's paper to Bucharian
04.01.08	0.5	Email to Dr. Henry regarding meeting
04.04.08	1	Teleconference with Bill Marvin regarding TPP Complaint
04.06.08	6	Preparation of PowerPoint Presentation summarizing overall risk benefit analysis and Alzheimer's story for Class at Rutgers School of Management and Labor Relations and for use as working template for case
04.07.08	8	Preparation of PowerPoint Presentation summarizing overall risk benefit analysis and Alzheimer's story for Class at Rutgers School of Management and Labor Relations and for use as working template for case
04.13.08	3	Madigan analysis of other risks: CHF, TIA, Angina, DVT/PE
04.15.08	8	Case Management Conference TPP Judge Higgins in Atlantic City
04.17.08	2	Conference call with Magistrate Judge Paly Schwartz re FDA FOIA
04.19.08	2	Email with Eglman regarding managed care documents; forward numerous documents
04.19.08	3	Email with Eglman and others regarding STI; forward numerous documents related to STI to Eglman
04.24.08	1	TPP Conference Call
04.25.08	1.5	TPP Conference Call
04.28.08	1	Emails with Sigelman regarding additional analyses for Dr. Madigan in TPP
04.30.08	2	Review draft Stipulation of Dismissal of FOIA Complaint; emails with Dr. Paly regarding Alzheimer's Working Paper
05.02.08	4.5	Email with Dr. Madigan requesting analysis of pneumonia deaths in 070; Revision to Alzheimer's Working Paper
05.07.08	6	Informed Consent section for Alzheimer's Paper

05.12.08	1	Emails with Dr. Eglman, Kristal, Fekken regarding STI discovery.
05.13.08	2	Research Pneumonia (AZ Pneumonia); email with Madigan and Eglman regarding deaths, mechanism
05.14.08	3	Research Pneumonia; email with Madigan and Eglman
05.15.08	5	Revise Abzhainer's Working Paper
05.21.08	1	Contact California Attorney General regarding Merck complaint; receipt and review complaint from California AG
05.26.08	4.5	Research Pneumonia
05.27.08	1	Vbox TPP Conference Call
05.28.08	8	Vbox TPP Case Management Conference Atlantic City
05.28.08	1	Research Pneumonia; email document Beck re deaths to Madigan and Eglman
05.28.08	0.5	Review Case Law TPP
05.29.08	8	Review Madigan analysis of Pneumonia KAI plot and emails to Pechalla and Grand; email, articles and documents to Sigelman regarding pneumonia deaths; draft chapter in Abzhainer's paper related to pneumonia deaths
05.31.08	2	Revise PowerPoint The True Risk Benefit Profile of Vbox
06.12.08	1.5	Forward documents related to Abzhainer's Kirby site to Eglman
06.17.08	2	Review article Wyssoki Drug Withdrawals; email to Dr. Richard Dyess with Madigan analysis
06.18.08	1.5	Review FDA Internal email regarding Ingenic study (Vbox folder)
07.02.08	4	Review STI materials; Emails to Pechalla, Eglman, Hill, Son regarding STI
07.02.08	2.5	Review Sigelman powerpoint The Scientific Liability Case Against Vbox As It Relates to Edward M. Scornick; respond to Sigelman with two documents related to Scornick
07.03.08	4.5	Revise Abzhainer's Working Paper; Prepare Informed Consent Section for paper
07.08.08	1	Email to Seeger Weiss and C&R regarding working paper

07.09.08	4	Prepare and circulate Viox TPP working memo to co-counsel
07.11.08	0.5	Email to Mike Ferraz regarding Maryland CHL GI article
07.17.08	8	Research Stipendi in memo (Viox) copy/prepare efficacy; Review documents regarding Paul Emery and International Consensus; Review Issues related to Protocol 203; Review Reakes email regarding ITT analysis; Review documents related to Abheiner's ITT
07.23.08	2.5	Conference call regarding TPP with SW/CFR and circulate memo and powerpoint regarding case issues
07.28.08	4.5	Review articles regarding plausible mechanisms of action
08.03.08	1	Review 08.01.08 email from Jeff Grand with attached Order and respond via email to Grand related to ongoing TPP discovery
08.06.08	1	Review Bill Marvin cause of action table and comment
08.15.08	8	Document Searches (TRP); Review Marvin Breakdown Table and Complaint; Teleconference CPR
08.17.08	8	Document Searches (TRP)
08.18.08	8	Document Searches (TRP)
08.18.08	1	Review ADVANTAGE paper by Eglman et al; discussions with Dr. Eglman regarding paper
08.19.08	8	Document Searches (TRP)
08.27.08	1	Review letters re Rosa Chokwaring article
09.03.08	1	Teleconference with Dan Sigelman regarding TPP strategies
09.05.08	3	Research Documents (Viox; TRP Hot Document Folder)
09.05.08	8	New York City Meeting at Saenger Weiss to review TPP strategies
09.09.08	3.5	Review Clinical Study summary regarding patient enrichments
09.10.08	5.5	Review of Documents/Emails (Email)

08.15.08	3	Review of Dr. Madigan's deposition testimony in Celebrex Litigation
09.18.08	1.5	Conference Call regarding Vioxx TPP discovery issues
09.22.08	1	Email to Jeff Grand regarding document review protocol
08.24.08	8	Care Management Conference TPP Atlantic City; discussion with Jen Call counsel for Merck regarding discovery
09.25.08	2	Emails with Call and Buchanan regarding TPP discovery
08.27.08	2.5	Emails with Dr. Madigan and Sigelman regarding Madigan paper and revisions; teleconference with Dr. Madigan regarding same
10.08.08	1.5	Emails with Dr. Madigan and Ken Soh regarding meeting with Australian counsel in New York
10.09.08	3.5	Emails to SW/CPR with rough draft of Vioxx Third Party Payor Document Review
10.14.08	1.5	Review of Baron article regarding APPROVE; Emails with Lanier Sigelman Dr. Eglman et als regarding same
10.15.08	1.5	Review of Emails with Dr. Krupchok, Anhalt regarding Baron APPROVE paper
10.16.08	6	Meeting with Peter Gordon and Dr. Madigan in NYC regarding testimony in Australian Class Action Litigation
10.19.08	2	Email to Peter Gordon with attachments related to Dr. Madigan's report and Abzhiner's Studies
10.20.08	0.5	Email to Mark Schultz enclosing Dr. Madigan's report
10.21.08	1	Emails with Jeff Grand with attached document identifying NAECOM custodial files regarding review of custodial files and meeting on 11/5/08.
10.24.08	8	Document searches TPP
10.25.08	8	Document searches TPP
10.26.08	8	Document searches TPP
10.28.08	2.6	TPP conference call emails with Peter Gordon regarding Dr. Madigan testimony in Australian litigation
11.07.08	1.5	Emails with Dr. Eglman et als regarding Baron paper emails with Peter Gordon regarding Dr. Madigan

11.18.08	1.5	Email with Dr. Madigan regarding real time dates of Pneumonia deaths on KM curve
11.23.08	2	Review# Madigan time curve for Pneumonia Deaths on Viox In Alzheimer's; forward to Pachtella, Buchanan and Egliman
11.28.08	8	Prepare NitroMed PowerPoint summarizing Protocol 186 and Merck's strategy to develop a safer Viox by combining with Nitric Oxide
12.02.08	1.5	Review O'Connor paper regarding bone healing with Coc-2 and NSAID drugs in Drugs of Today
12.04.08	3	Notes regarding Osteoporosis/Bone Fracture Healing Research
12.04.08	2.5	Review Draft paper Meta Analysis Krumholz et al.
12.04.08	1.5	Emails with Dr. Madigan regarding osteoporosis data
12.04.08	0.5	Emails with Dr. Egliman regarding Hongk employment by Merck and FDA
12.07.08	1	Emails with Dr. Madigan regarding osteoporosis analysis
12.08.08	1	Emails with Dr. Madigan regarding osteoporosis data
12.09.08	1	Email to Russ Herman with analysis of osteoporosis issue and several attachments including articles and emails
12.12.08	0.25	Emails with Jeff Grand regarding access to database for TPP research
12.12.08	0.75	Emails with Dr. Madigan regarding document analysis
12.12.08	1.5	Review Madigan KM plot of osteoporosis in Alzheimer's Studies
12.12.08	0.5	Emails with Peter Gordon in Australia regarding Dr. Madigan
12.13.08	2	Review revised Madigan KM plot of osteoporosis in Alzheimer's Studies (adding analysis of meta only)
12.13.08	1	Emails with Dr. Madigan regarding osteoporosis and Protocol 093
12.14.08	6	Receipt and Review Madigan revised report for Australian litigation
12.16.08	8	New York City Meeting with Dr. Madigan and Peter Gordon to discuss testimony in Australian Class Action in Melbourne, Australia

12.19.08	5.5	Review Bone documents with Dr. O'Connor (Max O'Connor)
12.21.08	8.5	Research (TPP Mgd Care Personnel)
01.08.09	0.5	Send Osteoporosis Research Spreadsheet to Russ Herman, Chris Seeger, CYP
01.15.09	5.5	Review article regarding study of effect of Cox-2 depletion on bone healing by O'Keefe et al.; emails with Drs. Madigan and O'Connor regarding same; emails with Seeger, Egilman, CYP, Grand, Lanier et al. regarding same; email to Russ Herman regarding same
01.16.09	4	Meeting with Dr. Madigan in New Brunswick
01.16.09	2.5	Review Dr. Madigan report in Celebrex litigation
01.18.09	2	Research on Bone (Mr. Ostro); emails with Dr. O'Connor regarding signg and Cox-2 data
01.18.09	4	Receipt and Review of Reicin and Back statements in Australia litigation
01.18.09	8	Research Reicin + PPI (Max TPP Notebook)
01.19.09	1	Review draft O'Connor paper on osteotomy healing comparison Rodczak and Imprints
01.19.09	1	Emails with Dr. O'Connor regarding Protocol 136, NO-Voice, Bone healing issues
01.20.09	0.5	Emails with Dr. O'Connor regarding Merck documents
01.20.09	6.5	Research (TPP Hot Documents)
01.20.09	1.5	Email to counsel regarding Science issues in TPP litigation and suggesting that I co-chair a science committee with Seeger firm in TPP-Need
01.20.09	0.5	Email to Adam Maynard, law clerk, regarding document organization in TPP file
01.20.09	4	Email to Buchanan, Grand, CYP regarding Naproxen plus PPI as alternative therapy and forward relevant documents.
01.22.09	2	Preparation Max TPP Document Review Guidelines memo to file (TPP document review)
01.22.09	3	Review of Protocol 085

01.24.09	12	Meeting with Madigan, Spiegel, Bernside and Cashman in New Brunswick; Email various documents to Dr. Madigan and Australia counsel
01.24.09	0.9	Review document 9-24-01 FDA wants fracture healing data in Vioxx/fracture healing folder
01.24.09	0.5	Forward Marks reports to Dr. Madigan
01.27.09	4	Review documents with Adam Maynard on Osteoporosis/Bone Healing for organization/filing in database
01.28.09	6	Review documents related to Alzheimer's Studies/Informed Consent
01.31.09	1	Emails with Brett Spolegal and Dr. Madigan regarding conference call
02.03.09	3	Teleconference with Dr. Madigan and Spiegel
02.03.09	2.5	Emails with Dr. Madigan, Sigerman regarding 078 and 091 DABs
02.06.09	6.5	Review FDA FOIA documents related to Honig and forward to Dr. Eglman.
02.07.09	3	Memo To File TPP Common Benefit (TPP Notes)
02.07.09	1	Emails with counsel regarding Damage Model and assets
02.07.09	4.5	Prepare Spreadsheet summary of All Bone/Osteoporosis documents
02.08.09	6	Research Law TPP litigation (Vioxx TPP)
02.08.09	1.5	Email to counsel with reports of pharmacoeconomic experts reports in Neurontin litigation
02.09.09	1.5	Teleconference with Dan Sigelman regarding TPP expert issues
02.10.09	3	Emails with Chris Pichelita et als, Jeremy Colby, Dr. Regis O'Keefe, Rob Dassow, Dave Buchanan/Jeff Grand regarding TPP issues
02.11.09	2	Email with Pat O'Connor regarding documents
02.11.09	3	Research and email for filing documents regarding Vioxx Alzheimer's Studies
02.11.09	4	Research Law TPP litigation

02.12.09	5.5	Research DSMs Standards (w/ DSMs); Research Law TPP litigation
02.12.09	1	Research and email for filing documents regarding Viox Alzheimer's Studies
02.12.09	1	Email to Jeff Grand regarding emails from co-counsel regarding database and advising of need to provide direction to co-counsel who are not knowledgeable about Viox or subject matter searches
02.13.09	0.5	Research and email for filing documents regarding Viox Alzheimer's Studies
02.13.09	4.5	Research Law TPP litigation.
02.13.09	0.5	Email with Diane Padelloni regarding TPP meeting
02.15.09	1.5	Receipt and Review of Madigan draft report
02.15.09	4	Research and email for filing documents regarding Viox Alzheimer's Studies
02.16.09	3.5	Research and email for filing documents regarding Viox Alzheimer's Studies
02.16.09	4	Review Block deposition and send deposition cut to Dr. Madigan for report reference
02.17.09	0.5	Email with Brett Spiegel at SlaterGordon regarding Dr. Madigan and Dr. Zipes
02.17.09	1	Email with Dr. Madigan forwarding document regarding Eliav Barr adjudication of Alzheimer's Studies
02.18.09	0.5	Emails with Dan Sigelman, Chris Piacitella and Mark Schultz regarding TPP CMC
02.18.09	3.5	Receipt and Review of Bone Fracture Spreadsheet including documents located during previous searches and reviewed by Dr. O'Connor
02.19.09	3	Research and email for filing documents regarding Viox VIGOR Study
02.19.09	0.5	Email to Dr. Eglman with True Risk Benefit Profile of Viox Powerpoint prepared by EHW
02.20.09	2	Research Discouraging Conversion Rates (w/ Discouraging Conversion Data)
02.20.09	1	Emails with Jeff Grand, Les DiGiovanna regarding Ford Hutchinson and Vetter with Dan Sigelman and David Eglman regarding conversion data emails
02.23.09	0.5	Email to Lenny Davis and Russ Keenan regarding overall risk-benefit analysis as it relates to TPP litigation.

02.23.09	3	Review Nicholson deposition and exhibits
02.24.09	3	Revise Alzheimer's Working Paper
02.26.09	1.5	Receipt and Review of Deposition Transcript of Tony Ford-Hutchinson
02.26.09	3	Receipt and Review of Expert Statements filed in Australian litigation (Vaughan, Bejtouch, Yeomans, Celemajer, Hankey)
02.26.09	4	Research TPP
02.26.09	0.5	Email to Brett Spiegel regarding Hankey report
02.27.09	4	Research TPP; Revise Alzheimer's Working Paper
02.27.09	1	Receipt and Review of Expert Statements filed in Australian litigation (Celemajer, Hankey)
02.27.09	2	Receipt and Review of Plaintiff expert Statements in Australia litigation (Cleland, Donovan, Jeffrick, Harper, Lynch, Woodward, Zipes)
02.27.09	0.5	Service of Madigan Final Report in Australia litigation
02.28.09	1.5	Research Discounting Commission Rates (A/C Discounting Commission Data)
02.28.09	0.5	Email with Brett Spiegel forwarding document re: tingerix Study
03.01.09	3.5	Research on IRB and forward link regarding Western IRB to David Eglihan
03.02.09	0.5	Email Alzheimer's Working Paper and True Risk Benefit PPT to Ken Selt at Larner Law Firm
03.03.09	3	Research Documents (Hot Document folder)
03.03.09	2	Prepare Vitor TPP strategy memo and circulate to all counsel in NJ litigation
03.03.09	2	Research PPI Issue
03.04.09	3	Revise Alzheimer's Working Paper
03.14.09	8	Research TPP: seedling, TTT, Protocol 903

03.18.09	2	Review Court decision denying class certification in Keenan/Martin v. Merck
03.20.09		Service of Madigan Response Report in Australia litigation, email to NJ TPP counsel with documents relevant to PPI issue
03.20.09	3	Conference Call with NJ TPP counsel; Review Sigelman memo regarding FDA issues in TPP
03.22.09	2.5	Review Memorandum Dawn Barthe re MDL Trial Plan, emails with Dan Sigelman regarding FDA approval of Vioxx conditioned upon ongoing compliance with CFR requirement that safety data be reported to FDA
03.24.09	0.5	Emailing regarding 03.23.09 meeting and attendance list
03.26.09	1	Email with Brett Spiegel regarding Australian litigation and defense expert Ronald Marzke PhD.
03.26.09	8	Vioxx CMC in Atlantic City; Organized and led plaintiff counsel meeting at Fox Rothschild in Atlantic City; preparation of Memorandum regarding Plaintiffs' Discovery (TRIP Discovery Plan); Preparation of Minutes of meeting.
03.27.09	2	Emails with Dr. Madigan, Jeff Grand regarding DAP for 091 and other documents for Dr. Madigan's further analysis.
03.28.09	8	Concordance Database document review
03.29.09	8	Concordance Database document review; email to David Bachman/Jeff Grand regarding documents required by Dr. Madigan for further analysis.
03.30.09	8	Review of Seeger Opposition to Summary Judgment Motion; preparation of minutes of 03.26.09 NJ TPP counsel meeting in Atlantic City; review of CVs of potential Vioxx economic damages experts including Teresa Kauf from University of Florida, referred by Mike Schwartz; Dean Emeritus of U of F School of Pharmacy; locate and send 091 DAP to Dr. Madigan for his further analysis
03.31.09	8	Teleconference with Dr. John Colabz, Dean of Rutgers School of Pharmacy; emails with Dan Sigelman and Dr. Madigan regarding 091 protocol; emails with Mark Schultz regarding interviews with potential experts in Vioxx TPP
04.01.10	8	Revise and Update Azelnite's Working Paper; email to NJ TPP counsel with prepared Minutes of 03.26.09 meeting; email to David Bachman and Jeff Grand with documents regarding Dr. Madigan (report) and documents related to GI and BP
04.02.09	3	Review Waxman Report 2005 to Committee
04.03.09	1	Email with Brett Spiegel regarding Drs. Madigan and Marzke, and cross examination of Dr. Reiten
04.05.09	0.5	Email with Dr. Madigan regarding Merck definition of "serious" adverse event
04.06.09	4.5	Review CV of expert Mark Rubins; Research (TRIP Hot Documents); review Email of consultant Eitan Rubinstein regarding damages expert; forward documents to Mark Schultz regarding prescriber information

04.07.09	1	Email with Brent Spiegel regarding Australia litigation and scheduling of biostatistician testimony for the week of May 11.
04.08.09	8	Shalaby Deposition with Mark Schultz in Philadelphia
04.09.09	1.5	Emails with Drs. Psaly and Furberg regarding Alzheimer's Studies
04.12.09	6	Preparation of Memo to File and Counsel regarding FDA interpretation of Alzheimer's Study data and unbinding of data issues in connection with Dr. Ratch's testimony in Australian litigation.
04.13.09	0.5	Email to Dave Buckman, Jeff Grand and Mark Schultz regarding database access and strategy in TPP cases
04.15.09	1	Emails and Teleconference with Peter St. Phango regarding Harrington Deposition
04.15.09	8	TPP Case Management conference Atlantic City Judge Higbee
04.15.09	1.5	Service of Madigan Response to Merck expert Dr. Maris
04.16.09	2.5	Review of Dr. Kauf CV and publications
04.17.09	0.5	Emails with Seeger Weiss regarding database access
04.20.09	8	Meeting NYC experts Schultz @ Michelangelo Hotel
04.20.09	0.5	Email with Teresa Kauf, PhD, potential expert on pharmacogenomic issues
04.21.09	8	Meeting NYC Lanier Law Firm various counsel
04.22.09	8	Research Alzheimer's Dementia NSALDS (Alz Nsalts and Alz)
04.23.09	8	Voice TPP CMC Atlantic City
04.23.09	2.5	Email to Dr. Madigan with document 041109Alz notes.doc with request for review; email to Evan Janusz with True Risk Benefit Powerpoint and Failure of Science ETHV.doc
04.23.09	3.5	Notes Alz Paper
04.25.09	1	Email from Dr. Madigan regarding 041109Alz notes.doc
04.27.09	1	Email to Dr. Madigan regarding 041109Alz notes.doc

04.27.08	3	Review Protocols for Alzheimer's Studies (ALZ Australian Production)
04.27.09	1	Email to Joseph Gransien regarding Harrington deposition
04.28.09	1	Research ALZ Steering Committee (ALZ Sano): Email to Mark Schultz regarding Sano; Teleconference regarding deposition of John Harrington in NYC with Peter St. Philip
04.29.09	6	Receipt and Review deposition transcript of Ben Zeitman; Receipt and Review deposition transcript Chris Harney
04.29.09	0.5	Review email from Diane Paolicelli regarding Tera Deposition; email to counsel regarding Shalely testimony regarding Dr. Calder
04.29.09	1	Emails with Dr. Madigan, Brett Spiegel regarding Australian litigation
04.30.09	4	Review of Dr. Nash CV and publications
04.30.09	3	Document review related to Alzheimer's Studies; forward documents to Drs. Madigan and Eglman and Dan Sigelman
05.01.09	8	Attend Harrington Deposition O'Leary Myers NYC
05.01.09	1	Document review Alzheimer's Studies
05.02.09	1.5	Teleconference with Brett Spiegel, Esq regarding Dr. Madigan testimony in Australia class action litigation
05.02.09	8	Document review Alzheimer's Studies
05.03.09	8	Document review Alzheimer's Studies
05.03.09	0.5	Email to Dr. Eglman with notes regarding Alzheimer's Studies Steering Committee/Endpoint Committee and Dr. Sano
05.03.09	0.5	Review of Dr. Marks letter to Dr. Madigan in Australia litigation
05.04.09	1.5	Teleconferences and emails with Joseph Gransien regarding Harrington and overall strategy
05.04.09	1	Email to Dr. Madigan and Brett Spiegel regarding Alzheimer's Studies
05.04.09	6	Document review Alzheimer's Studies
05.04.09	0.5	Emails with Joseph Gransien regarding Harrington deposition/affidavits of faculty

05.05.09	7	Review summary of Rheumatology Hot Tub in Australia litigation; review Merck expert Dr. Marks' second reply to Dr. Madigan's report; review Dr. Woodvard's report; review highlighted version of Dr. Madigan's redacted statement; review Rheumatology Hot Tub agenda; emails with Brett Spiegel regarding Australia trial
05.05.09	0.5	Emails with Larfen/Markov regarding Alzheimer's evidence, Dr. Madigan testimony in Australia
05.05.09	0.5	Emails with plaintiffs' counsel regarding depositions
05.05.09	0.5	Emails with Dr. O'Connor regarding tape being Journal sponsored by Merck in Australia
05.05.09	1	Teleconference with Dr. Madigan and Brett Spiegel regarding Australian litigation
05.05.09	2	Series of emails with Dr. Madigan and Brett Spiegel, forwarding several documents and discussers relevant to biostatistical issues in Australian litigation
05.06.09	2	Second series of emails, same as above
05.06.09	9	Document review in preparation for Trial
05.07.09	7	Travel to Melbourne, Australia with Dr. Madigan for Trial
05.07.09	4	Executive document review; Emails to Dr. Madigan and Brett Spiegel regarding Australia litigation issues; Emails from Brett Spiegel regarding Merck's opening with respect to Dr. Madigan; Review transcripts of Merck opening.
05.07.09	2	Emails with Ken Sah regarding Dr. Marks' report and review of Dr. Marks' testimony in Ernst v. Merck on 05.07.09 through 05.15.09 Attendance and participation as invited counsel for plaintiff at Peterson v. Merck Sharp Dohme, Australian Class Action Trial, Melbourne, Australia with Dr. Madigan
05.08.09	2	Review of Dr. Reich supplemental statement
05.08.09	2	Receipt and Review of transcripts and exhibits related to Dr. Marks, Merck biostatistics expert
05.08.09	12	Travel to Melbourne, Australia with Dr. Madigan for Trial
05.09.09	14	merck.com.au; Australia Preparation for Trial; Preparation for trial; review of photographs for Alzheimer's studies from 7 countries in production; review documents related to mechanism (alzheimerosis) in connection with Merck's 14 day rule for counting events in CV, SCID
05.10.09	14	Melbourne, Australia Preparation for Trial in Peterson v. Merck; Review of Dr. Mark's articles in connection with Australia testimony; Review of Merck counsel's opening statement to the Court

05.11.09	14	Attendance at trial in Peterson v. Merck; Review of Dr. Woodward report and response; Emails with Dan Sigelman and Dr. Madigan regarding ongoing procedural issues, reviewing notes from Biostatistics Conference; emails with Drs. Kasits and Krumholz regarding Merck's expert, Dr. Malik, who contends it is appropriate to compare the rate of CVT in Merck clinical studies with background rates from other studies in order to discount the in-study findings.
05.12.09	14	Attendance at trial in Peterson v. Merck; Document review in connection with Dr. Madigan's testimony; Email documents and comments to Dr. Madigan for his review; review of John report Biostatistics Conference Australian litigation
05.13.09	14	Preparation of Notes regarding cross examination of Dr. Merks; Merck biostatistics expert in Australia litigation; Receipt and Review Biostatistics Hot Tub transcript.
05.14.09	12	Attendance at trial in Peterson v. Merck; Receipt and Review Biostatistics Hot Tub transcript
05.15.09	12	Attendance at trial in Peterson v. Merck; Receipt and Review Biostatistics Hot Tub transcript
05.22.09	8.5	Receipt and Review of Deposition transcripts: Shalady, Haney, Halstrom 05.20.09 through 05.25.09; Research regarding Alzheimer's Studies
05.23.09	8	Email to Brett Spiegel (from Denver) with reference to newly found documents/Bates numbers
05.24.09	8	Email to Brett Spiegel (from Denver) with reference to newly found documents/Bates numbers
05.26.09	8	Receipt and Review of Cardiology Hot-Tub transcripts.
05.29.09	3	Review Ray paper Circulation CV risks of NSAIDS in Hospitalized Patients; emails with Merck counsel regarding scheduling of depositions in Vioxx TTP
05.02.09	6.5	Review Reich Second Supplemental Witness Statement
06.03.09	7	Emails with Dan Sigelman and Brett Spiegel regarding Reich testimony in Australia; Review of Reich statements; locale and forward key documents to Brett Spiegel to assist in cross examination of Dr. Reich; preparation of notes/suggestions regarding Reich supplemental submission; detailed emails to Spiegel regarding Alzheimer's Study analysis done by EHW with supporting documents and points to consider.
06.03.09	0.5	Email to Grand/Buchanan requesting access to the documents that were de-privileged in 2007
06.03.09	0.5	Emails with Dr. Madigan and Brett Spiegel regarding Alzheimer's Studies
06.04.09	1.5	Emails with Brett Spiegel, Dr. Madigan and Dan Sigelman regarding FDA issues, Alzheimer's Studies
06.05.09	3	Emails with Brett Spiegel and Dan Sigelman regarding Reich statement; email to Jeff Grand regarding printing out CDCC documents for Australian litigation related to Dr. Madigan's evidence
06.09.09	5.5	Email to Brett Spiegel with documents and points for cross examination of Reich in Australia litigation

06.09.09	1	Emails with Don Arbib regarding Alzheimer's Studies
06.09.09	1	Review of Breiner paper on Dementia and NSALDS
06.09.09	0.5	Emails with Brett Spiegel and Review of Rechin testimony in Australia litigation
06.10.09	3.5	Review of Rechin testimony in Australia litigation:
06.10.09	2	Emails with Brett Spiegel with attached documents for use in Rechin cross
06.10.09	1	Emails with Merck counsel regarding scheduling of depositions of Calder and Reines
06.10.09	2.5	Research Reines Deposition issues related to ITT (Alz Reines Dep)
06.11.09	1	Emails with Brett Spiegel and Review of Rechin testimony in Australia litigation
06.11.09	0.5	Emails with Diane Psolkeit regarding access to risk data for expert evaluation.
06.11.09	0.5	Teleconference with Arbib III and Gross regarding Alzheimer's issues.
06.11.09	4	Conference with Pollock, Fiacchella, Schultz regarding theories of liability in TPP cases in Princeton, NJ
06.11.09	2	Forward ITT documents to Spiegel, Spehrman, Dr. Madigan including PM 091 Consensus Meeting Agenda 2-15-02 document
06.12.09	1.5	Emails with Brett Spiegel regarding Rechin testimony, learned intermediary doctrine in USpec; email with Spiegel and Zipes regarding expert consulting in US TPP litigation; Review of Rechin testimony in Australia litigation
06.12.09	0.5	Email from Brett Spiegel "HUGE thanks for all your selfless help on this case"
06.15.09	1	Teleconference with Dr. Douglas Zipes regarding consulting in Voxx TPP matters
06.15.09	1.5	Teleconference with Jefferson Hospital personnel regarding physician awareness project
06.15.09	1	Emails with Jeff Pollock regarding issues raised at our 06.11.09 meeting in Princeton, NJ; emails with Brett Spiegel regarding Dr. Zipes
06.16.09	1.5	Emails with Pollock, Schultz, Fiacchella, Cohen regarding theories of damages in Voxx TPP litigation generally and with respect to our clients
06.17.09	5.5	Receipt and Review of Applicant's Submissions and Respondents' Submissions and Appendices in Australia Voxx litigation

06.17.09	1	Email with Dr. Madigan regarding meeting
06.18.09	6	Review of Applicant's Submissions and Respondents' Submissions and Appendices in Australia Voxx litigation
06.18.09	1.5	Teleconference with Don Arbittik and Jennie Gross regarding Voxx TPP issues
06.18.09	0.5	Email to Jim Dignan regarding discussion of Voxx issues
06.19.09	1	Review of Applicant's Submissions and Appendices in Australia Voxx litigation
06.19.09	1	Review of Exhibit Tave-S Dossier forwarded to Dr. Madigan for review and comment
06.19.09	2	Receipt and Review of Dr. Madigan's comments on Merck submissions regarding Dr. Madigan's analysis of SAS data titled "Litigation Driven Science."
06.19.09	5	Voxx TPP meeting of Counsel in Philadelphia, organized by EHW and Schultz, to discuss legal theories, discovery, experts and trial.
06.19.09	1	Emails with Peter Cashman, Bret Spiegel, Mark Woodward, David Madigan regarding Merck submissions in Australia litigation
06.19.09	0.5	Emails with Don Arbittik regarding Voxx issues
06.19.09	1	Research, Voxx TPP Robert Calderp
06.19.09	0.5	Research New Jersey Consumer Fraud Act and case law
06.19.09	0.5	Receipt and Review of Merck's submission "Litigation Driven Science" from Australia litigation
06.20.09	1	Teleconference with Bret Spiegel regarding Voxx Australia litigation
06.20.09	5	Receipt and Review of Applicant's analysis of Respondent's submissions in Australia litigation
06.20.09	2	Emails with Drs. Madigan & O'Connor regarding meeting; review Dr. Madigan's comments regarding Merck's dossier to TPPs
06.21.09	2.5	Emails with Spiegel, Madigan, Sigelman, Burnside regarding Voxx Australia litigation and forwarding documents
06.20.09	1	Email to Schultz, Fluchala, Cohen regarding Voxx TPP strategy

06.21.09	4	Send Naproxen + PPI powerpoint to Dr. Meidgen, Spiegel, Sigelman; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
06.22.09	4	Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
06.22.09	1	Review NJ District court opinion in Morgan v Gay
06.23.09	5	Research articles Spiegel/Naproxen comparison (Voxc TPP Articles)
06.23.09	1	Send Naproxen + PPI powerpoint to Schultz, Piacitella, Buchanan, Meadow, Anshur
06.23.09	1	Conference call with Schultz, Dassow, Piacitella, Rivard regarding Voxc TPP discovery and experts
06.23.09	1	Emails with Schultz, Piacitella, Roth, Cohen regarding damages model for Voxc TPP cases
06.23.09	1	Research into GI and review of Dr. Brennan Spiegel articles
06.24.09	1	Emails with David Buchanan regarding Kronmal analyses, meeting with experts and biostatistics evidence in Australia litigation, forwarding transcripts to him
06.24.09	3	Emails with Dr. Brennan Spiegel regarding consulting and scheduling teleconference
06.24.09	1	Emails with counsel regarding Merck Dossier
06.25.09	1	Teleconference, Lexie White from Susan Godfrey regarding experts
06.25.09	6	Teleconference with Buchanan, Seeger, Piacitella, Schultz regarding Voxc; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
06.26.09	1.5	Emails with Mark Schultz regarding meeting with Julie Donahue and preparation of questionnaires to cover with her at meeting to discuss damages theories
06.27.09	2	Emails with Dr. Brennan Spiegel/Bradley Snyder two EHW PPTs and email regarding issues in Voxc TPP related to GI benefits
06.27.09	2	Revision PPT The True Risk Benefit Profile of Voxc
06.27.09	1	Email to Jim Dugan, Arthur, Schultz and Piacitella, enclosing powerpoints prepared by EHW, inviting discussion of collaboration on TPP case
06.27.09	3	Receipt and Review documents from Schultz regarding NSAID class and VA issues
06.27.09	1	Emails with Dr. James Wright, potential Voxc expert witness regarding GI issues, author of Double Edged Sword article

06.28.08	8	Alzheimer's Powerpoints
06.30.08	6	Meeting in Newark, NJ, with expert witnesses Drs. Madigan and O'Connor regarding reports/testimony in Viox TPP litigation
06.30.08	2	Receipt and review of draft subpoenas in Viox TPP litigation
07.01.09	5.5	Emails with Schultz, Pischella regarding proposed pretrial deposition subpoenas for PA cases; ; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.02.09	4.5	Teleconference with Dr. James Wyright, potential expert witness in Viox regarding GI risk issues; ; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.03.09	3	Emails with Jim Dugan and Mark Schultz regarding discussion of experts in Viox TPP litigation; ; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.05.09	6	Email to Schultz, Pischella regarding conversation with Jim Dugan and preparation of memo regarding work to do on experts; ; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.06.09	4	Memo To File regarding Freud theories, circulated to all counsel in NJ litigation
07.06.09	1	Email with Schultz regarding damages experts
07.06.09	2	Long Email with attachments to Jim Dugan, copied to Dawn Barros, setting forth proposed liability case in Viox, referencing attachments: Failure of Science Paper, Catastrophic Analysis, Dr. Madigan's expert report
07.08.09	1	Teleconference with Jim Dugan regarding experts and theories of liability proposed for Viox TPP cases
07.07.09	1	Teleconference with Brennan Spiegel MD; Memo To File regarding Dr. Spiegel
07.07.09	3.5	Receipt and review from Dr. Madigan of his Catalyst reports/deposition transcript
07.07.09	2.5	Review Powerpoint "It's Naproxen, Stupid"
07.07.09	1	Emails with David Buchman, Diane Pichelli, Schultz, Barros et al regarding expert deposition scheduling
07.08.09	1	Emails with Pischella and Schultz regarding draft 30(b)(6) Notice for marking deposition
07.09.09	6	Research regarding Brennan Spiegel
07.09.09	1	Emails with Madigan, Sigelman regarding scheduling of depositions in Alzheimer's Studies, not started until March 2001 (post unblinding)
07.10.09	2	Receipt and Review of Dr. Spiegel Fee Schedule Letter and CV; Emails with Dr. Spiegel attaching Merck document for his review

07.10.09	6	Research (Alz July 09 docs)(Viox TPP Medical Articles)
07.11.09	1	Email to Dr. Spiegel and preparation of Retainer Letter to Dr. Spiegel
07.11.09	2	Emails with Barrios, Piacitella and Schultz regarding Dr. Spiegel and how his expertise could be useful in Viox TPP cases; attaching articles and CV
07.12.09	5.5	Emails and document review with Dr. Eglman related to GI issues; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson, Reines, Visser, Ford Hutchinson
07.13.09	4	Emails with Don Arthill, Mark Schritz, Chris Piacitella regarding drafting of work product, experts; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
07.13.09	2.5	Email to Dr. James Wright and/or other powerpoints on Risk Benefit of Viox and Naproxen
07.14.09	1	Review National Law Journal Article re: Unjust Enrichment
07.14.09	1	Email to Dr. J.Scott Armstrong regarding consulting
07.15.09	0.5	Email from Dr. J. Scott Armstrong regarding consulting
07.15.09	1	Email to Viox TPP Group offering to serve as Co-Chair of the Expert Committee based upon work done in the Viox litigation to date and attaching Powerpoint summarizing history of the case
07.15.09	4.5	Receipt and review of Nevada best price complaint in Stehke case and Pennsylvania Release in same litigation 07.16.09 Email from Don Arthill regarding expert witnesses to set time to discuss
07.16.09	3	Notes, Alz Paper
07.16.09	1	Teleconference with Don Arthill regarding experts
07.16.09	1	Teleconference and Emails forwarding documents with Dr. J. Scott Armstrong, market forecasting expert, University of Pennsylvania
07.16.09	1	Emails with Mark Schultz regarding liability and damages experts
07.16.09	0.5	Teleconference with Drs. Madigan and Eglman regarding pulmonary embolism cases pursuant to Lanier Law Firm request to investigate
07.17.09	2	Teleconference expert witness Dr. James Wright MD, author of Double Edged Sword; review published paper James Wright MD
07.17.09	1	Emails with Dr. Brennan Spiegel regarding retainer
07.18.09	3	Memo How Experts will testify re: gastroenterologists Spiegel and Wright

07.18.09	1	Emails with Chris Piacitella regarding Dr. J. Scott Armstrong, expert witness, and attaching documents of interest
07.20.09	2	Email to Dr. James Wright including several documents and articles; Receipt of email from Dr. Wright enclosing CV.
07.20.09	1	Emails with Piacitella and Schultz regarding experts
07.20.09	1	Teleconference with James Dugan regarding experts
07.21.09	3	Database search: Letter from Merck authors to Annals regarding Spiegel published paper regarding cost analysis, email to Dr. Spiegel regarding article and responses
07.21.09	1.5	Review case law: In Re Schering Plough Intron/Amodar Consumer Class Action
07.21.09	3	Review Louisiana pleadings including reply memo; Emails with Piacitella, Schultz and Cohen regarding implications of pleadings to Pennsylvania case and Dugan
07.21.09	1	Teleconference with MDL Governmental Committee and receipt of Committee Structure list appointing EHW as Co-Chair of Expert Committee
07.21.09	0.5	Email to Don Artobkik regarding Madigan, advising deadline for report not feasible and requesting 60 days for service of report to review materials, around Madigan's vacation schedule.
07.21.09	1	Teleconference with Dawn Barlow and Mark Stultz regarding EHW participation in MDL discovery
07.21.09	0.5	Emails with Dr. Brennan Spiegel regarding publication of Merck response letter to his article in Annals; research database to find Merck letter and Spiegel response
07.21.09	0.5	Emails with Dr. J. Scott Armstrong, and review of Dr. Armstrong's Proposal for consulting project in Vioxx litigation.
07.22.09	4	Review of Judge Chester's opinion in Schering Plough TPP case; emails with Cohen, Piacitella, Schultz & Spielman regarding implications of Chester opinion on Vioxx TPP AG cases
07.23.09	1	Email to Kip Piper, potential Medicaid consultant/expert
07.23.09	1	Emails and teleconference with Jim Dugan and Don Artobkik regarding Dr. Madigan and requesting that Dr. Madigan's report be served on Merck on 07.31.09, in eight days, and EHW advise to Dugan to obtain more time to serve and that ongoing efforts to work collaboratively have been suggested by EHW, including suggestions on how the liability case could be better framed to increase chances of success; teleconference with Piacitella and Schultz regarding same
07.24.09	1	Emails with Don Artobkik regarding Madigan, advising concerns regarding lawyers in the case, theories of liability and damages, and asking whether we would have reciprocal access to Drs. Zipes and Kessler in our cases
07.24.09	1.5	Emails with Kip Piper, health care consultant and Medicaid expert and potential expert witness
07.24.09	8	Research Medicaid Law

07.25.09	8	Research Medicaid Law
07.26.09	8	Research Medicaid Law
07.27.09	8	Travel to New Orleans Vioxx TPP meetings
07.27.09	1	Emails with Coren, Sigelman regarding J. Scott Armstrong and LNOP analysis
07.28.09	8	New Orleans Vioxx TPP meetings
07.29.09	8	Return to New Jersey from New Orleans meetings; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.30.09	4	Emails with Dr. Brennan Spiegel regarding teleconference scheduled for August 11, 2009; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
07.30.09	1	Emails with Randy Fox regarding additional risk discovery in Vioxx TPP cases
07.31.09	5.5	Email with Dr. Eglin regarding Alzheimer's studies data; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.02.09	4.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.04.09	6.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.08.09	3.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.10.09	4	Receipt and review of expert report of Dr. Dennis Tolley in Zyrax on damages; review damages evidence
08.11.09	6	Teleconference expert Dr. Brennan Spiegel; Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.13.09	5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.14.09	2.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.15.09	5.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.16.09	6.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson
08.17.09	3.5	Research and preparation for deposition of Merck witnesses Raines, Visser, Ford Hutchinson

08.20.09	2	Teleconference Joe Guido Pharmacoeconomics and Outcomes Research Fellow School of Population Health Thomas Jefferson University regarding damages model in AG cases
08.28.09	8	EHW paper Failure of Science
09.01.09	3	Receipt and review of MDL expert report memo from Don Arbiblik concerning Dr. David Madigan and Dr. Brennan Spiegel; emails with Joe Steele and Mark Schultz concerning experts for AG cases
09.01.09	4.5	Email to Dr. Karl Henrup, Alzheimer's expert, regarding testimony in TPP cases; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
09.02.09	4.5	Email to Dr. Harlan Krumholz, Cardiology expert regarding testimony in TPP cases; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
09.06.09	3.5	Preparation of Expert Memo for TPP litigation
09.07.09	5	Preparation of Expert Memo for TPP litigation
09.08.09	4	Preparation of Expert Memo for TPP litigation; circulate to Mark Schultz and Chris Placheta for edit; emails with Dr. Krumholz
09.09.09	8	Emails with Dr. Scott Armstrong confirming meeting; Research and preparation for deposition of Merck witnesses Reines, Visser, Ford Hutchinson
09.10.09	8	Philadelphia Meeting with expert J. Scott Armstrong; Videoconference with AG counsel and expert witness Dr. Dennis Toley
09.11.08	2	Receipt and review document from Dr. J. Scott Armstrong re: market forecasting
09.11.09	1	Receipt and review email and attachments from Dawn Barrios regarding Merck production and discovery issues
09.13.09	0.5	MDL Govt Action Working Committee Designations
Total	1518	

Eric H. Weinberg, Business Account
 TPP Vloxx Expenses

Date	Name	Memo	Account	
02/12/2008	American Express - business acct	Lunch Philadelphia mtg Stephen Marsh		39.94
09/05/2008	American Express - business acct	Parking NYC mtg Seeger et al		30.00
04-08	OIS/Technical Support	technical support - obtain Merck data archive		1,050.00
Jan-08	OIS/Technical Support	technical support remote access of Vloxx delaware		700.00
03/25/2008	American Express - business acct	hotel Atlanta City NJ Vloxx TPP mtg/cmc		147.08
03/25/2008	American Express - business acct	hotel Atlanta City NJ Vloxx TPP mtg/cmc		67.23
03/25/2008	American Express - business acct	dinner Atlantic City NJ Vloxx TPP mtg/cmc		37.88
04/21/2008	American Express - business acct	Dinner and hotel NYC export mtg Vloxx TPP		743.30
May-08	OIS/Technical Support	technical support remote access of database		525.00
06/28/2008	American Express - business acct	Vloxx TPP australia		1,460.32
06/06/2008	American Express - business acct	visa service Vloxx TPP australia		10.35
06/09/2008	American Express - business acct	Vloxx TPP australia		13,385.99
06/09/2008	American Express - business acct	hotel pay TPP Vloxx australia		42.56
06/09/2008	American Express - business acct	Ascendis hotel TPP Vloxx australia		2,082.49
06/30/2008	American Express - business acct	Herwick dinner with experts		119.50
Jul-08	OIS/Technical Support	technical support remote access of database		525.00
07/27/2008	American Express - business acct	Travel New Orleans for Vloxx TPP mtg/cmc		150.00
07/27/2008	American Express - business acct	Travel New Orleans for Vloxx TPP mtg/cmc		499.50
07/27/2008	American Express - business acct	New Orleans food		20.00
07/27/2008	American Express - business acct	New Orleans Taxi Service		40.00
07/29/2008	American Express - business acct	New Orleans Hotel		40.00
07/29/2008	American Express - business acct	New Orleans Hotel		577.20
07/29/2008	American Express - business acct	New Orleans Hotel		8.06
07/29/2008	American Express - business acct	Newark airport Parking for New Orleans trip		80.00
07/31/2008	American Express - business acct	Executive travel Australia TPP Vloxx credit		-953.48
				27,392.61

Find Report as of 4/14/11

Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

*American
Express*

Account Number [REDACTED]

[REDACTED]

Due in Full continued

Amount \$

02/12/08	MARATHON GRILL RESTAURANT	PHILADELPHIA	PA	39.94
	FOOD/BEVERAGE			.31.94
	TIP			.8.00

[REDACTED]



Page 2

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ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Close Date

Amount

Due In Full continued

Description	Price
09/06/08 HANOVER SQUARE GARAGE NEW YORK NY	30.00
2125093482	
PARKING LOT/GARAGE	30.00



Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Closing Date

03/25/09	ATLANTIC CITY BAR ANLINWOOD	600588888	65.23		67.23
	FOOD/BEVERAGE		12.00		
	TIP				175.50
03/25/09	[REDACTED]	[REDACTED]			147.06
03/25/09	THE BOGATA ATLANTIC CITY	600588888	03/25/09	03/26/09	

Handwritten notes: Max. Amount Cont. of 1000.00, W-9, CRC, R ATTY, etc.

Travel Insurance Premium Refund/Credit Form
 Please see the back of request for refunds for TravelAssure, TravelAssure Classic or International Medical Protection. Otherwise, continue below.
 Present this form to request refunds for travel insurance premiums incurred with the purchase of an airline ticket or a car rental. If you have been charged an insurance premium for one of the reasons listed to the left, please provide the information requested below. Please deduct the total premium set forth in amount from your total balance due and return this form with your payment in order to receive a refund; you must fill out this form completely. Failure to do so may result in a delay in processing or denial of your request.
 - Please do not fill out this coupon if you cancelled an airline ticket or a car rental as a reservation and expect credits for these on your American Express account. These premiums will be automatically refunded to you; any refunded premiums will appear as credits on your monthly statement.

- Reasons for Refund/Credit**
- Non-fare airline services charge(s) (e.g. excess baggage, itinerary charges, upgrade, or any other non-air transportation charge)
 - An uninsured person
 - Non-scheduled airline flights (e.g. private jet)
 - Two or more premium charges for same car rental
 - Car rental no show
 - Other charges unrelated to actual car rental (e.g., gas)
 - Car rental in an excluded country
 - A vehicle other than a rental car
 - Cancelled Trip with non-refundable ticket
 - Other reason
- Account Number:
 3783-619368-56008

Vendor Name	Ticket/Rental Amount	Ticket Number	Month Billed	No. of Premiums	Program	Total Premium Refund Requested
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Due in Full continued

Amount \$

03/28/09 THE BORGATA ATLANTIC CITY
 Arrival Date Departure Date
 03/25/09 03/28/09
 00000000

37.88

Premium Refunds for TravelAssure and TravelAssure Classic; please consult the table below to determine how to process your refund.	
How to Process Your Premium Refund for TravelAssure or TravelAssure Classic	
Reason other than cancelled trip	(A) You're entitled to a full premium refund. Please deduct the total premium refund amount from your total balance due and return this form with your payment. Make sure you complete the grid on the front indicating the refunds you're requesting.
I Cancelled my trip	(B) If you don't expect credit for your airline ticket charge, you're entitled to a partial* premium refund as follows: • For TravelAssure, please deduct \$10 from your total balance due for each premium charge you'd like refunded. • For TravelAssure Classic, please deduct \$8 from your total balance due for each premium charge you'd like refunded. Make sure you complete the grid on the front of this form indicating the refunds you're requesting, and return it with your payment. (C) If you expect credit for your airline ticket charge, you don't need to fill out this form. You'll automatically receive partial* premium refunds once your ticket has been credited on your American Express account. Refunds will appear as credits on your monthly statement.
Insurance premium was charged for a non-insurable person	(D) If you expect credit for your airline ticket charge, you're entitled to a full premium refund as follows: • For TravelAssure, deduct \$18.95 from your total balance due for each premium charge you'd like refunded. • For TravelAssure Classic, deduct \$11.95 from your total balance due for each premium charge you'd like refunded. Make sure you complete the grid on the front of the form indicating the refunds you're requesting, and return it with your payment. Note: you'll automatically receive the remainder of your premium refund once your airline ticket has been credited on your American Express account. The remainder refunds will appear as credits on your monthly statement. (E) If you don't expect credit for your airline ticket charge, follow the method outlined in section (A) above.
Premium Refunds for International Medical Protection Deduct the total premium refund amount you're requesting from the total balance due and return this form with your payment. Please complete the grid on the front indicating the refunds you're requesting. If you expect credit for your airline ticket charge, don't fill this form out. You'll automatically receive refunds once your ticket is credited on your American Express account. Refunds will appear as credits on your monthly statement. If you have any questions about requesting your refund, please call the number on the back of your American Express Card. * For cancelled trips, refunds aren't given for trip cancellation portion of premium since that coverage already went into effect. You'll receive partial refunds of \$10 per TravelAssure and \$8 per TravelAssure Classic charge. You can still submit claims to recover non-refundable trip costs.	



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ERIC H WEINBERG
E H WEINBERG ATTY



Clearing Date



Due In Full continued

Amount \$

04/21/09	THE MICHELANGELO HOTEL NEW YORK	Departure Date
Arrival Date:		04/21/09
04/29/09		
00000000		
10000000		

EXPERT MFG. PINNER
U1642 TPP

743.30





Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

City/State

Date in Full

05/07/09

IVISA SERVICES/AUSTRALIA VISA
GOODS/SERVICES

20.00

**Australian Dollars

15.35



Prepared For
ERICH WEINBERG
E.H. WEINBERG ATTY

Closing Date

05/11/09 EXECUTIVE EDGE TRAVEL NTH CAULFIELD VIC
GOODS/SERVICES

24,807.64
Australian Dollars

19,385.60

05/15/09 TAXI PTY LTD WEST MELBOURNE VIC
M:7459
City Airports

2,547.2
Australian Dollars

742.56

05/15/09 TAXI PTY LTD WEST MELBOURNE VIC
GOODS/SERVICES

2,605.05
Australian Dollars

2,032.49

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ERIC H WEINBERG
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Account Number
[REDACTED]

[REDACTED]

Due in Full continued

** Foreign Currency conversion rate
is base rate plus 2.7%. See page 2 for details.

Foreign Spending

Amount \$

05/28/09 EXECUTIVE EDGE TRAVEL, NTH CAULFIELD, VIC
GOODS/SERVICES

Australia

1,800.00
*Australian Dollars

1,460.32

[REDACTED]



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ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Closing Date

86/30/09 CASA VASCA NEWARK
 RESTAURANT
 Description
 563777

119.50

MTR w/ experts Madym, O'Connor

the total premium refund amount from your total charges due to us return this form with your payment. In order to receive a refund, you must fill out this form completely. Failure to do so may result in a delay in processing or a denial of your request. Please do not fill out this coupon if you cancelled an airline ticket or a car rental reservation and expect credits for these on your American Express account. These premiums will be automatically refunded to you any refunded premiums will appear as credits on your monthly statement.

- Car rental in an excluded country
- A vehicle other than a rental car
- Cancelled Trip with non-refundable ticket
- Other reason

Account Number:

Vendor Name	Ticket/Rental Amount	Ticket Number	Month Billed	No. of Premiums	Program	Total Premium Refund Requested



Business Platinum Card®

OPEN SM

Membership Rewards®
Points Available
at 6/30/09, when charges due are paid in full and all accounts are in good standing.

Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

[REDACTED]

Please Pay By

Please refer to [REDACTED]

Due in Full Activity for ERIC H WEINBERG

Foreign Spending

Amount \$

Category	Amount	Amount \$
Foreign Spending	13,140	13,140
Other	1,348	1,348
Total	14,488	14,488

14,488
Credit

Prepared for
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Due In Full continued

Foreign Currency conversion rate
is base rate plus 2.7%. See page 2 for details

Foreign Spending

Amount \$

07/14/09 CONTINENTAL ELEC TICKETING HOUSTON TX196

499.60

CONTINENTAL AIRLINES

From: NEWARK NJ To: NEW ORLEANS LA
NEWARK NJ

Carrier: CO Class: MA
CO MA
Date of Departure: 07/27

Ticket Number: 00521859725553
Passenger Name: WEINBERG/ERIC HMR
Document Type: PASSENGER TICKET

Continued on Page 5

Premium Refunds for TravelAssure and TravelAssure Classic-please consult the table below to determine how to process your refund.	
Reason for Refund	How to Process Your Premium Refund for TravelAssure or TravelAssure Classic
Reason other than cancelled trip	(A) You're entitled to a full premium refund. Please deduct the total premium refund amount from your total balance due and return this form with your payment. Make sure you complete the grid on the front indicating the refunds you're requesting.
I cancelled my trip	(B) If you don't expect a credit for your airline ticket charge, you're entitled to a partial* premium refund as follows: • For TravelAssure, please deduct \$10 from your total balance due for each premium charge you'd like refunded. • For TravelAssure Classic, please deduct \$8 from your total balance due for each premium charge you'd like refunded. Make sure you complete the grid on the front of this form indicating the refunds you're requesting, and return it with your payment. (C) If you expect credit for your airline ticket charge, you don't need to fill out this form. You'll automatically receive partial premium refunds once your ticket has been credited on your American Express account. Refunds will appear as credits on your monthly statement.
Insurance premium was charged for a non-insurable person	(D) If you expect credit for your airline ticket charge, you're entitled to a full premium refund as follows: • For TravelAssure, deduct \$10.95 from your total balance due for each premium charge you'd like refunded. • For TravelAssure Classic, deduct \$11.95 from your total balance due for each premium charge you'd like refunded. Make sure you complete the grid on the front of the form indicating the refunds you're requesting, and return it with your payment. Note: you'll automatically receive the remainder of your premium refund once your airline ticket has been credited on your American Express account. The remainder refunds will appear as credits on your monthly statement. (E) If you don't expect a credit for your airline ticket charge, follow the method outlined in section (A) above.
Premium Refunds for International Medical Protection Deduct the total premium refund amount you're requesting from the total balance due and return this form with your payment. Please complete the grid on the front indicating the refunds you're requesting. If you expect a credit for your airline ticket charge, don't fill this form out. You'll automatically receive refunds once your tickets are credited on your American Express account. Refunds will appear as credits on your monthly statement. If you have any questions about requesting your refund, please call the number on the back of your American Express Card. * For cancelled trips, refunds aren't given for trip cancellation or portion of premiums since that coverage already went into effect. You'll receive partial refunds of \$10 per TravelAssure and \$8 per TravelAssure Classic charge. You can still submit claims to recover non-refundable trip costs.	





Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Due in Full continued

Foreign Currency conversion rate
to base rate plus 2.75%. See page 2 for details.

Foreign Scheduling

Amount \$

07/14/09 CONTINENTAL AIRLINES HOUSTON TX
CONTINENTAL AIRLINES
From: NEWARK NJ To: NEW ORLEANS LA
NEWARK NJ
Ticket Number: 00529202472805
Passenger Name: WEINBERG/CHANGE PE
Document Type: SPECIAL SERVICE TICKET

Carrier: CO
Class: MA
Date of Departure: 07/27

150.00



Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Account Number

Closing Date

Due in Full continued

Amount

002 004 0 1044 1037VMA

07/27/09	THE MARKET CAFE NEW ORLEANS RESTAURANT Description 508880		20.00
07/27/09	MARIE DEL Y TAXI SERV MARRERO 5048100978 Description CHARTER SERVIC	<i>1152 + FRP Maps</i>	40.00
07/29/09	NEWARK LIBERTY INTEL NEWARK 7185333845 Description PARKING FEES	Price 99.00	99.00
07/30/09	WINDSOR COURT HOTEL NEW ORLEANS Arrival Date 07/27/09 00000000	Departure Date 07/29/09	577.20
07/30/09	WINDSOR COURT HOTEL NEW ORLEANS Arrival Date 07/27/09 00000000	Departure Date 07/28/09	9.08

Prepared For
ERIC H WEINBERG
E H WEINBERG ATTY

Amount of Billing

Amount \$

Due in Full continued

20.00

08/10/09 UNITED CABS, INC. NEW ORLEANS
5045220629

40.00

W050109

Tech

OIS

6/1/2009
terms 30 days

ERIC WEINBERG
149 LIVINGSTON AVENUE
NEW BRUNSWICK, NJ 08901

VPN@STARWOODHOTELS REF.# 200905122860 WESTIN MELBOURNE HOTEL - 202.190.198.8 - 4MB BANDWIDTH 25/NODES

OIS 37 CALIFON DRIVE COLONIA, NJ 07067 732.815.1397 732.488.1000

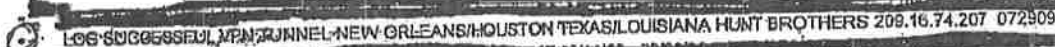
W070109

Tech

OIS

8/1/2009
terms 30 days

ERIC WEINBERG
149 LIVINGSTON AVENUE
NEW BRUNSWICK, NJ 08901

 LOG SUCCESSFUL VPN TUNNEL-NEW ORLEANS/HOUSTON TEXAS/LOUISIANA HUNT BROTHERS 209.16.74.207 072909

OIS 37 CALIFON DRIVE COLONIA, NJ 07067 732.815.1397 732.488.1000

W010109

Teik



OPERATIONAL INTELLIGENCE SERVICE

ERIC WEINBERG
149 LIVINGSTON AVENUE
NEW BRUNSWICK, NJ 08901

2/1/2009
terms 30 days

~~010609:RESOLVEICA - SEEGER-WEISS-CITRIX METAFRAME REMOTE ACCESS VIOXX DATABASE CONNECTION \\\nJWKS2~~

~~010609:RESOLVEICA - SEEGER-WEISS-CITRIX METAFRAME REMOTE ACCESS VIOXX DATABASE CONNECTION \\\nJWKS2~~
OIS 37 CALIFON DRIVE COLONIA, NJ 07067 . 732.815.1397 732.488.1000

W100108

Tech



OPERATIONAL INTELLIGENCE SERVICE

11/1/2008

terms 30 days

ERIC WEINBERG
148 LIVINGSTON AVENUE
NEW BRUNSWICK, NJ 08901

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OIS 37 CALIFON DRIVE COLONIA, NJ 07067 732.815.1397 732.488.1000