

**Timney Appendix**  
**Exhibits Cited In Support Of Jurisdictional Allegations Against Mr. Timney**

Exhibit	The Commonwealth Contends . . .	But This Exhibit Does Not Support Jurisdiction Over Mr. Timney Because . . .
<p>Exhibit 11</p> <p>5/14/14 Email from Mark Timney to Stuart Baker and others, re: "ADF in MA."</p>	<p>This exhibit shows that Mr. Timney was involved in the day-to-day marketing activities or promotion of prescription opioids in Massachusetts and that he was involved in the management or direct oversight of Purdue sales representatives in Massachusetts. (JW Aff. ¶8.)</p>	<ul style="list-style-type: none"> <li>• This exhibit does not show that Mr. Timney had any personal or direct contacts with Massachusetts or any day-to-day involvement in or personal oversight over marketing, promoting or selling opioids in Massachusetts.</li> <li>• Instead, it only shows that Mr. Timney reported a legislative development in Massachusetts to the Purdue Board.</li> <li>• The exhibit does not rebut Mr. Timney's statement that he was not personally involved in Purdue's lobbying efforts in connection with the Massachusetts legislation.</li> <li>• The Commonwealth does not allege that its claims arose from the Massachusetts legislation.</li> </ul>
<p>Exhibit 12</p> <p>11/1/16 Email from Robert Josephson to Saeed Motahari and others, re: "Boston Globe: Purdue's Letter to the Editor: Boston Globe."</p>	<p>This exhibit shows that Mr. Timney was involved in the day-to-day marketing activities or promotion of prescription opioids in Massachusetts and that he was involved in the management or direct oversight of Purdue sales representatives in Massachusetts. (JW Aff. ¶8.)</p>	<ul style="list-style-type: none"> <li>• This exhibit does not show that Mr. Timney had any day-to-day involvement in or personal oversight over marketing, promoting or selling opioids in Massachusetts.</li> <li>• Mr. Timney has stated that he did not personally draft this exhibit.</li> <li>• The Commonwealth does not allege that its claims arose from this exhibit.</li> </ul>
<p>Exhibit 13</p> <p>12/18/14 Email from Mark Timney to Russell Gasdia and Saeed Motahari, re: "Call Center Up and Running."</p>	<p>This exhibit shows "that the [Purdue Product Information Center ("call center")] was used for affirmative outreach and Timney knew this fact." (JW Aff. ¶9.)</p>	<ul style="list-style-type: none"> <li>• The exhibit contains no reference <u>at all</u> to Massachusetts.</li> <li>• At most, the exhibit reflects that Mr. Timney was generally aware of a <u>nationwide</u> call center. The exhibit does not suggest that the call center was focused on Massachusetts.</li> </ul>
<p>Exhibit 14</p> <p>5/23/14 Email from William Mallin to Raul Damas and Alessandro Radici, re: "EC Meeting Content."</p> <p>Attachment: 5/20/14 Presentation: "Operational planning – full day meeting."</p>	<p>This exhibit shows "that the [Purdue Product Information Center ("call center")] was used for affirmative outreach and Timney knew this fact." (JW Aff. ¶9.)</p>	<ul style="list-style-type: none"> <li>• This exhibit contains no reference <u>at all</u> to Massachusetts.</li> <li>• Mr. Timney is not listed as a recipient on this exhibit and there is no indication of whether he saw this exhibit.</li> <li>• In any event, this exhibit only relates to Purdue's <u>nationwide</u> sales and marketing activities.</li> </ul>
<p>Exhibit 15</p> <p>4/24/14 Presentation: "Update on E2E – Evolve to Excellence implementation."</p>	<p>This exhibit shows that Mr. Timney personally participated in any sales or marketing efforts focused on the Partners or Stewart hospital systems. (JW Aff. ¶10.)</p>	<ul style="list-style-type: none"> <li>• There is no indication of whether Mr. Timney saw or received this exhibit.</li> <li>• In any event, the exhibit relates to Purdue's <u>nationwide</u> sales and marketing activities.</li> <li>• There is no indication that the "top-to-top" interactions referenced in this exhibit ever occurred.</li> <li>• The exhibit does not rebut Mr. Timney's statement that he did not personally participate in any marketing efforts relating to Partners or Stewart hospital systems.</li> </ul>
<p>Exhibit 21</p> <p>5/7/00 Memo from David Haddox to Paul D. Goldenheim, re: "Site Visit of Masters of Science in Pain Research, Education and Policy, Tufts University School of Medicine, 4/26/00 through 4/27/00."</p>	<p>This exhibit shows that Massachusetts was of particular commercial focus for Mr. Stewart, Mr. Timney and Dr. Landau as CEOs of Purdue and that they understood it to be of particular focus for Purdue. (JW Aff. ¶14.)</p>	<ul style="list-style-type: none"> <li>• This exhibit has no connection to Mr. Timney.</li> <li>• The exhibit predates Mr. Timney's tenure as CEO of Purdue by 15 years.</li> </ul>

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Exhibit	The Commonwealth Contends . . .	But This Exhibit Does Not Support Jurisdiction Over Mr. Timney Because . . .
<p>Exhibit 22</p> <p>5/16/01 Letter from Martin A. Acquadro to Paul Goldenheim.</p>	<p>This exhibit shows that Massachusetts was of particular commercial focus for Mr. Stewart, Mr. Timney and Dr. Landau as CEOs of Purdue and that they understood it to be of particular focus for Purdue.</p> <p>(JW Aff. ¶14.)</p>	<ul style="list-style-type: none"> <li>• This exhibit has no connection to Mr. Timney.</li> <li>• The exhibit predates Mr. Timney's tenure as CEO of Purdue by 14 years.</li> </ul>
<p>Exhibit 23</p> <p>8/3/14 Email from Brianne Weingarten to Lisa Miller and others, re: "Action needed by next week for Joe, Mike and Brianne: Purdue Fact Pack – Steward."</p> <p>Attachment: "Partners Profile."</p>	<p>This exhibit shows that Massachusetts was of particular commercial focus for Mr. Stewart, Mr. Timney and Dr. Landau as CEOs of Purdue and that they understood it to be of particular focus for Purdue.</p> <p>(JW Aff. ¶14.)</p>	<ul style="list-style-type: none"> <li>• This exhibit does not reference Mr. Timney, and there is no indication that Mr. Timney received this exhibit.</li> <li>• In any event, this exhibit only relates to Purdue's <u>nationwide</u> sales and marketing activities.</li> <li>• The exhibit does not rebut Mr. Timney's statement that he did not personally participate in any marketing efforts relating to Partners or Stewart hospital systems.</li> </ul>
<p>Exhibit 24</p> <p>1/8/14 Email from Michael Ronning to Jon Lowne, re: "FW: Final ppt documents."</p> <p>Attachment: "OxyContin growth opportunities."</p>	<p>This exhibit shows that Massachusetts was of particular commercial focus for Mr. Stewart, Mr. Timney and Dr. Landau as CEOs of Purdue and that they understood it to be of particular focus for Purdue.</p> <p>(JW Aff. ¶14.)</p>	<ul style="list-style-type: none"> <li>• This exhibit does not reference Mr. Timney.</li> <li>• At most, the exhibit reflects McKinsey &amp; Co.'s recommendations regarding Purdue's <u>nationwide</u> sales and marketing activities for OxyContin.</li> </ul>
<p>Exhibit 25</p> <p>4/25/14 Email from Brianne Weingarten to Lisa Miller and others, re: "Fwd: Group Practice Profiles_Purdue_preliminary"</p> <p>Attachment: "Preliminary Corporatized provider profiles."</p>	<p>This exhibit shows that Massachusetts was of particular commercial focus for Mr. Stewart, Mr. Timney and Dr. Landau as CEOs of Purdue and that they understood it to be of particular focus for Purdue.</p> <p>(JW Aff. ¶14.)</p>	<ul style="list-style-type: none"> <li>• This exhibit does not reference Mr. Timney.</li> <li>• This exhibit only reflects Purdue's <u>nationwide</u> sales and marketing activities.</li> <li>• The exhibit does not rebut Mr. Timney's statement that he did not personally participate in any marketing efforts relating to Partners or Stewart hospital systems.</li> </ul>