

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss

SUPERIOR COURT

COMMONWEALTH OF MASSACHUSETTS,)
v.)
PURDUE PHARMA L.P., PURDUE PHARMA INC.,)
RICHARD SACKLER, THERESA SACKLER, KATHE)
SACKLER, JONATHAN SACKLER, MORTIMER D.A.)
SACKLER, BEVERLY SACKLER, DAVID SACKLER,)
ILENE SACKLER LEFCOURT, PETER BOER, PAULO)
COSTA, CECIL PICKETT, RALPH SNYDERMAN,)
JUDITH LEWENT, CRAIG LANDAU, JOHN STEWART,)
MARK TIMNEY, and RUSSELL J. GASDIA.)

CIVIL ACTION NO.
1884-CV-01808 (BLS2)

ORAL ARGUMENT
REQUESTED

MOTION TO DISMISS

Defendants Purdue Pharma L.P. and Purdue Pharma Inc. (collectively, "Purdue") hereby
file this motion to dismiss the Amended Complaint pursuant to Massachusetts Rule of Civil
Procedure 12(b)(6). The grounds for this motion are fully set forth in the memorandum of law
filed herewith.

Please take further notice that Purdue requests a hearing for this motion pursuant to
Superior Court Rule 9A(c)(2).

Dated: March 1, 2019

Respectfully submitted,

DECHERT LLP

[Handwritten signature]

Timothy C. Blank (BBO # 548670)
Jon E. Olsson (BBO #698783)
One International Place
100 Oliver Street, 40th Floor
Boston, MA 02110
(617) 728-7154
timothy.blank@dechert.com
jon.olsson@dechert.com

Sheila L. Birnbaum (admitted *pro hac vice*)
Mark S. Cheffo (admitted *pro hac vice*)
Debra D. O'Gorman (admitted *pro hac vice*)
Bert L. Wolff (admitted *pro hac vice*)
Three Bryant Park
1095 Avenue of the Americas
New York, NY 10036
(212) 698-3500
sheila.birnbaum@dechert.com
mark.cheffo@dechert.com
debra.o'gorman@dechert.com
bert.wolff@dechert.com

*Attorneys for Defendant Purdue Pharma L.P. and
Purdue Pharma Inc.*

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served via e-mail upon the following counsel of record on March 1, 2019:

Office of The Massachusetts Attorney General
Health Care & Fair Competition Bureau
Gillian Feiner (BBO # 664152)
Eric M. Gold (BBO # 660393)
One Ashburton Place
Boston, Massachusetts 02108
617-727-2200
eric.gold@state.ma.us
gillian.feiner@state.ma.us

Attorneys for Plaintiff

Robert Cordy (BBO #099720)
McDermott Will & Emery LLP
28 State Street
Boston, MA 02109
617 535 4033
rcordy@mwe.com

Counsel for Defendants

Richard Sackler, Theresa Sackler, Kathe Sackler, Jonathan Sackler, Mortimer D.A. Sackler, Beverly Sackler, David Sackler, Ilene Sackler Lefcourt, Peter Boer, Paulo Costa, Cecil Pickett, Ralph Snyderman and Judy Lewent

James R. Carroll (BBO #554426)
Maya Florence (BBO #661628)
SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
500 Boylston Street
Boston, Massachusetts 02116
(617) 573-4800
james.carroll@skadden.com
maya.florence@skadden.com

Counsel for Defendants

Craig Landau, John Stewart, and Mark Timney

Juliet A. Davison (BBO# 562289)
DAVISON LAW, LLC
280 Summer Street, 5th fl.

Boston, MA 02210
(617) 345-9990
juliet@davisonlawllc.com

Julie B. Porter (admitted *pro hac vice*)
Salvatore Prescott & Porter, PLLC
1010 Davis Street
Evanston, IL 60201
(312) 283-5711
porter@spplawyers.com

Counsel for Defendant
Russell J. Gasdia

Dated: March 1, 2019



Timothy C. Blank