DEPARTMENT OF COMMERCE Heber M. Wells Building, 2<sup>ND</sup> Floor 160 EAST 300 SOUTH SALT LAKE CITY, UTAH 84114

## BEFORE THE DIVISION OF CONSUMER PROTECTION OF THE UTAH DEPARTMENT OF COMMERCE

## IN THE MATTER OF:

PURDUE PHARMA L.P., a Delaware limited partnership; PURDUE PHARMA INC., a New York Corporation; THE PURDUE FREDERICK COMPANY INC., a Delaware corporation; RICHARD SACKLER, M.D., individually and as an owner, officer, director, member, principal, manager, and/or key employee of the above named entities; and KATHE SACKLER, M.D., individually and as an owner, officer, director, member, principal, manager, and/or key employee of the above named entities;

Respondents.

ORDER GRANTING RESPONDENTS
PURDUE PHARMA L.P.'S, PURDUE
PHARMA INC.'S, AND THE PURDUE
FREDERICK COMPANY INC.'S EX
PARTE MOTION TO FILE A MOTION
TO DISMISS IN EXCESS OF PAGE
LIMITS IN THE UTAH RULES OF
CIVIL PROCEDURE

DCP Legal File No. CP-2019-005

DCP Case No. 107102

This matter came before the Presiding Officer on Respondents Purdue Pharma L.P.'s, Purdue Pharma Inc.'s, and The Purdue Frederick Company Inc.'s (collectively, "Purdue") Ex Parte Motion to File a Motion to Dismiss in Excess of Page Limits in the Utah Rules of Civil Procedure ("Motion"). Without deciding whether the 25-page limitation of Utah Rule of Civil Procedure 7(c)(3) governs Purdue's motion to dismiss, based on Purdue's Motion and for good cause appearing,

IT IS HEREBY ORDERED that Purdue may file a motion to dismiss the Citation and Notice of Agency Action of 40 total pages, not counting any attachments.

Dated this general day of April, 2019.

Bruce L. Dibb, Presiding Officer

## **CERTIFICATE OF SERVICE**

I hereby certify that on this the 9th day of April, 2019, I served the foregoing on the parties of record in this proceeding set forth below by delivering a copy thereof by electronic means to:

Chris Parker
Acting Director/Presiding Officer
Utah Division of Consumer Protection
chrisparker@utah.gov

Purdue Pharma, L.P.
Purdue Pharma, Inc., and
The Purdue Frederick Company, through counsel
Elisabeth McOmber
Katherine R. Nichols
SNELL & WILMER
emcomber@swlaw.com
knichols@swlaw.com

Richard Sackler and Kathe Sackler, through counsel Patrick E. Johnson Paul T. Moxley COHNE KINGHORN pjohnson@ck.law pmoxley@ck.law

and to the Division, through

Robert G. Wing, AAG Kevin McLean, AAG rwing@agutah.gov kmclean@agutah.gov Linda Singer
Elizabeth Smith
Lisa Saltzburg
MOTLEY RICE LLC
lsinger@motleyrice.com
esmith@motleyrice.com
lsaltzburg@motleyrice.com

/s/ Bruce L. Dibb Bruce L. Dibb