

Paul T. Moxley (2342)  
Patrick E. Johnson (10771)  
COHNE KINGHORN, P.C.  
111 E. Broadway, 11<sup>th</sup> Floor  
Salt Lake City, Utah 84111  
Ph. 801.363.4300  
[pmoxley@ck.law](mailto:pmoxley@ck.law)  
[pjohnson@ck.law](mailto:pjohnson@ck.law)

*Attorneys for Respondents Richard Sackler,  
M.D. and Kathe Sackler, M.D.*

**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, 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.**

**OBJECTION TO ADMINISTRATIVE  
CITATION AND REQUEST FOR  
REVIEW**

**DCP Legal File No. CP-2019-005**

**DCP Case No. 107102**

Respondents Richard Sackler, M.D., and Kathe Sackler, M.D. (the “**Individual Respondents**”), through counsel, hereby object to the redacted Administrative Citation issued by the Division of Consumer Protection of the Utah Department of Commerce on January 30, 2019 based on lack of personal jurisdiction and other procedural and substantive grounds to be addressed in their anticipated motion to dismiss, and request review of the redacted Administrative Citation pursuant to UCA 13-2-6(3)(c).

By submitting this Objection and Request for Review, Individual Respondents do not consent to jurisdiction in these proceedings and expressly reserve and do not waive any and all defenses, including defenses based upon lack of proper service, lack of personal and/or subject matter jurisdiction, and any and all other defenses, including defenses based upon the Utah State Constitution and/or United States Constitution.

Based upon this Objection and Request for Review, and reserving all rights and defenses, Respondents request that the Agency issue a Notice of Agency Action and initiate an informal adjudicative proceeding within 20 calendar days in accordance with UCA 63G-4-201 and UCA 13-2-6(3)(c).

Dated this 15<sup>th</sup> day of February, 2019.

COHNE KINGHORN

*/s/ Patrick E. Johnson*

Paul T. Moxley

Patrick E. Johnson

*Attorneys for Respondents Richard Sackler, M.D.  
and Kathe Sackler, M.D.*

CERTIFICATE OF SERVICE

I hereby certify that on this the 15<sup>th</sup> day of February, 2019, I served this Objection to Administrative Citation and Request for Review on the parties of record in this proceeding set forth below by delivering a copy thereof by electronic means and U.S. Mail and/or as more specifically designated below, to:

Bruce L. Dobb, Presiding Officer  
Administrative Law Judge  
Heber M. Wells Building, 2<sup>nd</sup> Floor  
160 East 300 South  
Salt Lake City, Utah 84114  
[bdobb@utah.gov](mailto:bdobb@utah.gov)

Robert G. Wing, AAG  
Kevin McLean, AAG  
Assistant Attorneys General  
Utah Attorney General's Office  
160 East 300 South, 5<sup>th</sup> Floor  
PO Box 140872  
Salt Lake City, Utah 84114-0872  
[rgwing@agutah.gov](mailto:rgwing@agutah.gov)  
[kmclean@agutah.gov](mailto:kmclean@agutah.gov)

Elisabeth M. McOmber, Esq.  
Snell & Wilmer, LLP  
15 West South Temple, Ste. 1200  
Gateway Tower West  
Salt Lake City, UT 84101  
[emcomber@swlaw.com](mailto:emcomber@swlaw.com)

Daniel R. S. O'Bannon – Director  
Utah Division of Consumer Protection  
P.O. Box 146704  
Salt Lake City, Utah 84114-6704

/s/ Patrick E. Johnson