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18 **UNITED STATES DISTRICT COURT**
19 **SOUTHERN DISTRICT OF CALIFORNIA**

20 **IN RE: INCRETIN-BASED**
21 **THERAPIES PRODUCTS**
22 **LIABILITY LITIGATION**

23 **Relates to: ALL CASES**

MDL No. 13-md-2452-AJB (MDD)

NOTICE OF MOTION AND
MOTION TO COMPEL
PRODUCTION OF CUSTODIAL
FILES AGAINST DEFENDANT
NOVO NORDISK, INC.

Date: September 23, 2014
Time: 10:00 a.m. PDT
Judge: Hon. Anthony J. Battaglia
Via Telephone to be Initiated by Plaintiffs

Case No. 13-md-02452-AJB-MDD

NOTICE OF MOTION AND MOTION TO COMPEL PRODUCTION OF CUSTODIAL FILES
AGAINST DEFENDANT NOVO NORDISK, INC.

1 **TO DEFENDANTS AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE** that on September 23, 2014, at 10:00 a.m. PDT, or
3 as soon thereafter as possible, Plaintiffs will move the Honorable Anthony J.
4 Battaglia, Courtroom 3B, Edward J. Schwarz Courthouse, 221 West Broadway, San
5 Diego, California 92101, for an Order compelling Defendant Novo Nordisk, Inc. to
6 produce the custodial files of Helge Gydesen, Charles Pyke, Scott Heller, Kishore
7 Saha, and Gurli Heeboll-Neilsen.

8 This motion is brought pursuant to Fed. R. Civ. P. 34 and 37(a)(3)(B) and this
9 Court's November 15, 2013 Order Governing the Production of Electronically Stored
10 Information (Dkt. No. 187). The motion is supported by a Memorandum of Points
11 and Authorities. Plaintiffs certify that they have in good faith conferred with
12 Defendant in an effort to obtain the discovery without court action, but were
13 unsuccessful as further described in the Memorandum.

14 DATE: September 11, 2014

PLAINTIFFS' COUNSEL

15 /s/ Michael K. Johnson

16 Michael K. Johnson

17 Attorney for Plaintiffs

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