

IMPORTANT LEGAL MATERIALS



<<NAME1>>
 <<NAME2>>
 <<ADDRESS1>>
 <<ADDRESS2>>
 <<CITY>> <<STATE>> <<ZIP>>
 <<COUNTRY>>

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

If you bought Doryx® directly from Warner Chilcott, you could get a payment from a class action settlement.

A federal court authorized this notice. It is not a solicitation from a lawyer.

- The purpose of this notice is to alert you to the existence of a Class Action Lawsuit (the “Lawsuit”) brought by Direct Purchasers of Doryx® (delayed-release doxycycline hyclate) against Defendants Warner Chilcott (US) LLC, Warner Chilcott Public Limited Company, Warner Chilcott Company LLC, Warner Chilcott Holdings Company III, Ltd., and Warner Chilcott Laboratories Ireland Limited (collectively, “Warner Chilcott”), and Mayne Pharma Group Limited and Mayne Pharma International Pty. Ltd. (collectively, “Mayne”) (together, “Defendants”), and giving you the opportunity to exclude yourself from the Lawsuit by taking action within 30 days of this notice. The Lawsuit asserts that the Defendants violated antitrust laws relating to the sale of prescription pharmaceutical Doryx®. Defendants have denied any wrongdoing.
- This notice is also to inform you that a settlement with the Defendants has been reached and that the Court has certified, for purposes of settlement, a class of certain entities that purchased Doryx® directly from any of the Defendants at any time between July 18, 2008 and December 31, 2013 (the “Class” or the “Direct Purchaser Class”) that will receive a total of \$15 million to resolve the Class’s claims against the Defendants (the “Settlement Fund”).
- The Court has scheduled a hearing to decide upon Final Approval of the settlement, the plan for allocating the Settlement Fund to class members (summarized in Question 8 below), and Class Counsel’s request for reimbursement of costs and payment of attorneys’ fees out of the Settlement Fund. That hearing is scheduled for June 9, 2014 at 10:00 am before U.S. District Court Judge Paul S. Diamond in Courtroom 6B at the United States District Court for the Eastern District of Pennsylvania, 601 Market Street, Philadelphia, PA 19106.
- Your legal rights are affected whether you act or don’t act. Please read this notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
WHEN YOU RECEIVE A CLAIM FORM, PROMPTLY COMPLETE AND RETURN IT	You do not need to do anything now to retain your right to seek a share of the settlement with the Defendants. But if the settlement with the Defendants is approved and you are a Class Member, you will need to complete, sign and return a Claim Form to obtain a share of the settlement.
OBJECT	If you object to the settlement, write to the Court about why you do not like the settlement.
GETTING MORE INFORMATION	If you would like to obtain more information about the settlement, you can send questions to the lawyers identified in this notice and/or ask to attend the hearing at which the Court will evaluate the settlement with the Defendants.

- These rights and options – **and the deadlines to exercise them** – are explained in this notice.
- The Court in charge of this case still has to decide whether to approve the settlement with the Defendants. If the Court does not approve the settlement, the lawyers will need to prove the claims against the Defendants at trial.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION PAGES 2-4

1. Why did I get this notice?
2. What is this lawsuit about?
3. Why is this lawsuit a class action?
4. Has the Court identified Class Claims, Issues, or Defenses?
5. Why is there a settlement with the Defendants?

WHO IS IN THE CLASS AND SETTLEMENT PAGE 4

6. Am I part of the Class and the settlement with the Defendants?

THE SETTLEMENT BENEFITS - WHAT YOU GET PAGES 4

7. What does the settlement with the Defendants provide?
8. How much will my payment be?
9. How can I get a payment?
10. When would I get my payment?

EXCLUDING YOURSELF FROM THE CLASS AND THE SETTLEMENT PAGE 5

11. Can I get out of the settlement?
12. If I don't exclude myself, can I sue the Defendants for the same thing later?

HOW YOU GET A PAYMENT—SUBMITTING A CLAIM FORM..... PAGE 5

13. How can I get a payment?

THE LAWYERS REPRESENTING YOU..... PAGE 5-6

14. Do I have a lawyer in this case?
15. Should I get my own lawyer?
16. How will the lawyers be paid?

OBJECTING TO THE SETTLEMENT PAGES 6

17. How do I tell the Court that I do not like the settlement with the Defendants?

THE COURT'S FAIRNESS HEARING PAGES 6-7

18. When and where will the Court decide whether to approve the settlement?
19. Do I have to come to the hearing?
20. May I speak at the hearing?

IF YOU DO NOTHING..... PAGE 7

21. What happens if I do nothing at all?

GETTING MORE INFORMATION..... PAGE 7

22. How do I get more information?

BASIC INFORMATION

1. Why did I get this notice?

You received this notice because according to available records, you may have purchased Doryx[®] tablets directly from any of the Defendants at some point between July 18, 2008 and December 31, 2013 and therefore you may be a member of the Class certified by the Court for purposes of settlement.

2. What is this lawsuit about?

Plaintiffs allege that Defendants violated federal antitrust laws by engaging in an unlawful scheme to delay or block the market entry of less expensive, generic versions of Doryx[®]. Plaintiffs allege that this unlawful scheme involved, among other things: (1) switching Doryx[®] from capsules to tablets (and removing the capsules from the market), (2) switching Doryx[®] from tablets of a lower strength to tablets of a higher strength, and (3) switching Doryx[®] from unscored tablets to scored tablets. Plaintiffs allege that Defendants did these things primarily, if not solely, to disrupt the AB-rated pharmacy substitution mechanism and thereby harm generic competition. Plaintiffs allege that the new Doryx[®] formulations offered no medical or clinical benefits over the existing formulations. A copy of the Plaintiffs' Consolidated Amended Class Action Complaint, filed August 13, 2012 (the "Complaint") is available at www.faruqilaw.com. Plaintiffs allege that Defendants' conduct violated the antitrust laws, and reduced competition from less expensive generic versions of Doryx[®]. Plaintiffs further allege that they and the other members of the Class were injured by losing the opportunity to purchase less expensive, generic versions of Doryx[®].

The Defendants deny all these allegations, including that any Plaintiff or Class Member is entitled to damages or other relief. The Defendants respond that each new version of Doryx[®] introduced by the Defendants was approved by the U.S. Food & Drug Administration as safe and effective and represented incremental innovation over older versions of Doryx[®]. Defendants also respond that none of their conduct violated any applicable law or regulation. The settlement is not an admission of wrongdoing by any of the Defendants. No trial has been held.

Following investigation of relevant facts, and the completion of fact discovery and partial completion of expert witness discovery, and following extensive negotiations utilizing an independent mediator, the class representatives, on behalf of the Class, entered into a Settlement Agreement with the Defendants. The terms of the Settlement, which is subject to final approval by the Court, are set forth in a written Settlement Agreement dated December 24, 2013 (the "Settlement Agreement"). The Settlement Agreement provides that Defendants will pay \$15 million in cash to the Class in exchange for a release of all claims against the Released Parties (as defined in the Settlement Agreement) related to the conduct alleged in the Class Action. The Settlement Agreement is available for review at www.faruqilaw.com. The Settlement Agreement contains the full text of the release for your review.

THE COURT HAS NOT DECIDED WHETHER THE DEFENDANTS VIOLATED ANY LAWS. THIS NOTICE IS NOT AN EXPRESSION OF ANY OPINION BY THE COURT AS TO THE MERITS OF PLAINTIFFS' CLAIMS OR THE DEFENSES ASSERTED BY THE DEFENDANTS.

The class action is known as *Mylan Pharmaceuticals, Inc., et al. v. Warner Chilcott Public Limited Company, et al.*, No. 12-3824 (E.D. Pa.). Judge Paul S. Diamond of the United States District Court for the Eastern District of Pennsylvania is overseeing this class action.

3. Why is this lawsuit a class action?

In a class action, one or more entities called "Class Representatives" sue on behalf of other entities with similar claims. In this case, the Class Representatives are Meijer, Inc., Meijer Distribution, Inc., Rochester Drug Co-Operative, Inc., and American Sales Company, LLC.

The Class Representatives and the entities on whose behalf they have sued together constitute the "Class" or "Class Members." They are also called the "Plaintiffs." Their attorneys are called "Plaintiffs' Counsel" or "Class Counsel."

The companies that have been sued are called the Defendants. In this case, the Defendants are Warner Chilcott (US) LLC, Warner Chilcott Public Limited Company, Warner Chilcott Company LLC, Warner Chilcott Holdings Company III, Ltd., and Warner Chilcott Laboratories Ireland Limited (collectively, "Warner Chilcott"), and Mayne Pharma Group Limited and Mayne Pharma International Pty. Ltd. (collectively, "Mayne").

In a class action lawsuit, one court resolves the issues for everyone in the class, except for those class members who exclude themselves from the class. The Court, by order dated February 18, 2014, certified a Class in this case for purposes of settlement. A copy of the Court's Order may be found at www.faruqilaw.com.

The Court determined that, for purposes of settlement, this lawsuit can be a class action because it meets the requirements of Federal Rule of Civil Procedure 23, which governs class actions in federal courts. Specifically, the Court has found that, for purposes of settlement:

- The number of Class Members is so numerous that joining them all into one suit is impractical.
- Members of the Class share common legal or factual issues relating to the claims in this case.
- The claims of the Class Representatives are typical of the claims of the rest of the Class.
- The Class Representatives and the lawyers representing the Class will fairly and adequately protect the Class's interests.
- The common legal questions and facts predominate over questions affecting only individual members of the Class, and this class action will be more efficient than individual lawsuits.

4. Has the Court identified Class Claims, Issues, or Defenses?

Judge Diamond has identified, for purposes of settlement, the following classwide issues:

- (a) Whether the conduct challenged by the Class as anticompetitive in the Complaint constitutes a restraint of trade in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1 or constitutes monopolization or attempted monopolization in violation of Section 2 of the Sherman Act, 15 U.S.C. § 2;
- (b) Whether Defendants' challenged conduct substantially affected interstate commerce and caused antitrust injury-in-fact to the Class through overcharges paid as a result of the higher prices direct purchasers paid for Doryx[®]; and
- (c) The amount of overcharge damages, if any, owed to the Class in the aggregate under Section 4 of the Clayton Act, 15 U.S.C. § 4.

5. Why is there a settlement with the Defendants?

The Plaintiffs and the Defendants were preparing to proceed with the litigation and eventually to go to trial, but they have now agreed to a settlement. By settling, both sides avoid the risk of trial and the continued costs of litigation. The Class obtains compensation and avoids the delays of continued litigation, and the risk that continued litigation ultimately would result in less or no compensation. The Class Representatives and Class Counsel believe that the proposed Settlement is fair, adequate, and reasonable and in the best interests of the Class.

WHO IS IN THE CLASS AND SETTLEMENT

To see if you are in the Class, and if you will get money from the settlement with the Defendants, you first have to decide if you are a Class Member.

6. Am I part of the Class and the settlement with the Defendants ?

You are in the Class if you are an entity in the United States that purchased Doryx® **directly** from any of the Defendants at any time between July 18, 2008 and December 31, 2013. Excluded from the Class are the Defendants, and their officers, directors, management, employees, subsidiaries, and affiliates, and all federal governmental entities.

If you are not sure whether you are included, you may call or write to the lawyers in this case at the telephone numbers or addresses listed in Question 14 below. If you wish to exclude yourself from the Class, please refer to Question 11.

THE SETTLEMENT BENEFITS—WHAT YOU GET

7. What does the settlement with the Defendants provide?

Defendants have agreed to pay \$15 million in cash into a Settlement Fund (which will include any interest that accrues). Plaintiffs' Counsel will apply to the Court for an award of attorneys' fees (of up to one-third of the Settlement Fund) and expenses, incentive awards to the Class Representatives of \$50,000 each for their services to the Class, a proportionate share of the interest, and payment for costs of administering the settlement from the fund. The remainder (the "Net Settlement Fund") will be divided among Class Members.

In exchange, the Defendants will be released and discharged from all antitrust and similar claims relating to Doryx®. The full text of the release is included in the Settlement Agreement, available at www.faruqilaw.com.

8. How much will my payment be?

Your share of the Net Settlement Fund will depend on the amount of Doryx® you directly purchased from any of the Defendants between July 18, 2008 and December 31, 2013. Generally, those who purchased more Doryx® during that period will get a higher recovery.

Your share of the Net Settlement Fund will also depend on the number of valid Claim Forms that Class Members submit. If less than 100% of the Class sends in a Claim Form, you could get a larger *pro rata* share.

9. How can I get a payment?

If the Settlement is approved by the Court, all Class Members will receive a Claim Form to request a *pro rata* share of the Net Settlement Fund. You may be asked to verify the accuracy of the information in the Claim Form, and to sign and return the form according to the directions on the form.

10. When would I get my payment?

Payment is conditioned on several matters, including the Court's approval of the Settlement and upon any appeal being final (and no longer subject to any appeals to any court). Upon satisfaction of various conditions, the Net Settlement Fund will be allocated to Class Members as soon as possible after final approval has been obtained for the Settlement. The allocation will be on a *pro rata* basis pursuant to a Plan of Distribution that will be approved by the Court. If there is an appeal of the Settlement's final approval, the appeal could take several years to resolve. Any accrued interest on the Settlement Fund will be included, *pro rata*, in the amount paid to the Class Members. The Settlement Agreement may be terminated if the Court does not approve the Settlement or materially modifies it. If the Settlement Agreement is terminated, the Lawsuit will proceed as if the Settlement had not been reached.

EXCLUDING YOURSELF FROM AND CLASS AND THE SETTLEMENT

11. Can I get out of the settlement?

Yes, if you exclude yourself from the Class on or before the 30th day from the date of this notice. To exclude yourself, you must send a letter via first class U.S. mail saying that you want to exclude yourself from the Direct Purchaser Class Action in *Mylan Pharmaceuticals, Inc., et al. v. Warner Chilcott Public Limited Company, et al.*, No. 12-3824 (E.D. Pa.). Be sure to include your name, address, telephone number, and your signature. Mail the exclusion to: Doryx® Direct Purchaser Antitrust Litigation Exclusions, c/o Rust Consulting, Inc., PO Box 8090, Faribault, MN 55021-9490. Your letter requesting exclusion must be postmarked no later than April 3, 2014.

If you ask to be excluded from the Class, you will not get to share in the Settlement. You will not be legally bound by anything that happens in this Lawsuit, including the Settlement, and you may be able to sue (or continue to sue) Defendants in the future about the legal issues in this case.

If you exclude yourself so you can start or continue your own lawsuit against Defendants, you should talk to your own lawyer soon, because your claims will be subject to a statute of limitations, which means that your claims will expire if you do not take timely action. You need to contact your own lawyer about this issue.

If you do not exclude yourself, you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against the Defendants arising from the claims brought in this case. All of the Court's orders will apply to you and legally bind you. You will also be bound by the settlement with the Defendants, if the Court grants final approval, and the final judgment entered in the case.

12. If I don't exclude myself, can I sue Defendants for the same thing later?

No. If you remain in the Class and share in the Settlement, you give up your right to sue the Defendants. That is called "releasing" your claims and potential claims relating to your purchases of Doryx® from the Defendants. The full text of the release is included in the Settlement Agreement.

If you have your own pending lawsuit, speak to your lawyer in that case immediately, because you must exclude yourself from this Class to continue your own lawsuit. Remember, the exclusion deadline is April 3, 2014.

HOW YOU GET A PAYMENT – SUBMITTING A CLAIM FORM

13. How can I get a payment?

You do not need to do anything at this time to keep the right to seek a share of the total Settlement Fund. However, you must complete, sign and return the Claim Form in order to receive a payment from the Net Settlement Fund. You will receive a Claim Form in the mail at a later date.

THE LAWYERS REPRESENTING YOU

14. Do I have a lawyer in this case?

The lawyers listed below have been appointed by the Court as Class Counsel. They are experienced in handling similar cases against other companies. The lawyers are:

Peter Kohn
Joseph T. Lukens
Neill W. Clark
Faruqi & Faruqi, LLP
101 Greenwood Avenue, Suite 600
Jenkintown, PA 19046
Tel: (215) 277-5770
www.faruqilaw.com

Thomas P. Sobol
David Nalven
Hagens Berman Sobol Shapiro LLP
55 Cambridge Parkway, Suite 301
Cambridge, MA 02142
Tel: (617) 482-3700
www.hbsslaw.com

David F. Sorensen
Andrew C. Curley
Caitlin Coslett
Berger & Montague, P.C.
1622 Locust Street
Philadelphia, PA 19103
Tel: (215) 875-3000
www.bergermontague.com

Linda P. Nussbaum
Adam Steinfeld
Grant & Eisenhofer, P.A.
485 Lexington Avenue
New York, NY 10017
Tel: (646) 722-8504
www.gelaw.com

15. Should I get my own lawyer?

You do not need to hire your own lawyer because Class Counsel are working on your behalf. However, if you wish to do so, you may retain your own lawyer at your own expense.

16. How will the lawyers be paid?

If the Court approves the Settlement, the Court will be asked to approve a fee to the lawyers of no more than one-third of the Settlement Fund (including accrued interest) plus reimbursement to the lawyers for the costs and expenses they have paid. You will not have to pay these fees, costs and expenses out of your own pocket. If the Court grants Class Counsel's requests, these amounts would be deducted from the Settlement Fund. Class Counsel also will apply for incentive or service awards to the Class Representatives for their services to the Class of \$50,000 each. Class Counsel's application for an award of attorneys' fees, reimbursement of expenses and incentive awards to the Class Representatives will be filed with the Court and made available for download and/or viewing on or before March 19, 2014 on www.faruqilaw.com, as well as at the office of the Clerk of the United States District Court for the Eastern District of Pennsylvania, James A. Byrne United States Courthouse, 601 Market Street, Philadelphia, PA 19106, during normal business hours.

OBJECTING TO THE SETTLEMENT

You can tell the Court that you do not agree with the settlement with the Defendants or some part of it, and/or the application for attorneys' fees, costs, and expenses, and/or the service awards. If you exclude yourself from the Class, however, you cannot object to the settlement or application for fees, costs, expenses and service awards.

17. How do I tell the Court that I do not like the settlement with the Defendants ?

If you are a Class Member (and have not excluded yourself), you can object to the settlement if you do not like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a letter via first class U.S. mail saying that you object to the settlement in the Direct Purchaser Class Action in *Mylan Pharmaceuticals, Inc., et al. v. Warner Chilcott Public Limited Company, et al.*, No. 12-3824 (E.D. Pa.). Be sure to include your name, address, telephone number, your signature, and the reasons you object to the settlement. Mail the objection to the Clerk of the United States District Court for the Eastern District of Pennsylvania, James A. Byrne United States Courthouse, 601 Market Street, Philadelphia, PA 19106 with copies to all of the following:

David F. Sorensen
Berger & Montague, P.C.
1622 Locust Street
Philadelphia, PA 19103
(215) 875-3000
www.bergermontague.com

Linda P. Nussbaum
Grant & Eisenhofer, P.A.
485 Lexington Avenue
New York, NY 10017
(646) 722-8500
www.gelaw.com

Peter Kohn
Faruqi & Faruqi, LLP
101 Greenwood Avenue, Suite 600
Jenkintown, PA 19046
(215) 277-5770
www.faruqilaw.com

Thomas P. Sobol
Hagens Berman Sobol Shapiro LLP
55 Cambridge Parkway, Suite 301
Cambridge, MA 02142
(617) 482-3700
www.hbsslaw.com

J. Mark Gidley
White & Case LLP
701 Thirteenth Street, NW
Washington, DC 20005-3807
(202) 626-3600
www.whitecase.com

Jonathan Short
McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
Newark, NJ 07102
(973) 622-4444
www.mccarter.com

Your objection **must be postmarked no later than April 3, 2014.**

THE COURT'S FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the settlement with the Defendants. You may attend and, if you have not excluded yourself from the Class, you may ask to speak, but you do not have to.

18. When and where will the Court decide whether to approve the settlement?

The Court will hold a Fairness Hearing at 10:00 am on June 9, 2014 in Courtroom 6B at the United States District Court for the Eastern District of Pennsylvania, James A. Byrne United States Courthouse, 601 Market Street, Philadelphia, PA 19106. At this hearing, the Court will consider whether the settlement with the Defendants is fair, reasonable and adequate. If there are objections, the Court will consider them. After the hearing, the Court will decide whether to approve the settlement. We do not know how long the decision will take.

19. Do I have to come to the hearing?

No. Class Counsel will answer questions that Judge Diamond may have. But, you are welcome to come at your own expense. If you send an objection, you do not have to come to Court to talk about it. So long as you mail your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary. Moreover, attendance is not necessary to receive a *pro rata* share of the Net Settlement Fund.

20. May I speak at the hearing?

You may ask the Court for permission to speak at the Fairness Hearing. To do so, you must send a letter via first class U.S. mail saying that it is your "Notice of Intention to Appear in *Mylan Pharmaceuticals, Inc., et al. v. Warner Chilcott Public Limited Company, et al.*, No. 12-3824 (E.D. Pa.)." Be sure to include your name, address, telephone number, and your signature. Your Notice of Intention to Appear must be postmarked no later than April 3, 2014, and must be sent to the Clerk of the Court, Class Counsel and Defendants' Counsel, at the addresses set forth in the response to Question 17. You cannot speak at the hearing if you excluded yourself as a Class Member.

IF YOU DO NOTHING

21. What happens if I do nothing at all?

If you are a Class Member and you do nothing, you will participate in the settlement as described in this notice, if the settlement is approved. However, you will need to complete, sign and return the Claim Form (once it is sent to you) in order to obtain a payment.

GETTING MORE INFORMATION

22. How do I get more information?

If you have questions about this case or want to get additional information, you may call or write to the lawyers listed in answer to Question 14 or visit the website www.faruqilaw.com. This is only a summary of the proposed settlement and is qualified in its entirety by the terms of the actual Settlement Agreement. A copy of the Settlement Agreement, including the releases, is on public file with the United States District Court for the Eastern District of Pennsylvania, James A. Byrne United States Courthouse, 601 Market Street, Philadelphia, PA 19106 during normal business hours and is also available for download and/or viewing on www.faruqilaw.com.

**PLEASE DO NOT WRITE OR CALL THE COURT
OR THE CLERK'S OFFICE FOR INFORMATION.**

DATED: March 4, 2014

BY THE COURT

/s/ Paul S. Diamond

Honorable Paul S. Diamond
United States District Judge

