

# ECKERT SEAMANS CHERIN & MELLOTT, LLC

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June 29, 2002

## VIA FEDERAL EXPRESS

Sol H. Weiss, Esq.  
Anapol Schwartz Weiss Cohan  
Feldman & Smaley, P.C.  
1900 Delancey Place  
Philadelphia, PA 19103-6690

Boston

Haddonfield, NJ

Harrisburg

Morgantown, WV

Philadelphia

Pittsburgh

Washington, D.C.

Dear Mr. Weiss:

Enclosed is a replacement for CD 29 of Bayer Corporation's March 1, 2002, document production set. This replacement corrects document number BAYCORP00265742 - 00265744, which contained information subject to the attorney-client privilege and/or the work product doctrine, by redacting the privileged portion of the document. As requested in our June 24, 2002 letter, please immediately return the original of CD 29 and destroy all copies of the original CD 29 and any electronic or paper copies of the document with production number BAYCORP00265742 - 00265744. No other images on this CD have been changed.

Also enclosed are 4 CDs that contain additional documents of Bayer employees Robert Harrison, Stephen Hanceford, Karen Dawes, John Lettieri, Patricia Stenger and Lawrence Posner, and a copy of a February, 2002 Pacificare report. An index is enclosed.

These documents are produced without prejudice to our right of retrieval should any privileged documents have been inadvertently produced. Any and all privileged documents must be returned immediately upon receipt. Moreover, documents within this production are subject to a protective order for confidential information. As such, confidential discovery material may not be disclosed except in accordance with said order.

Very truly yours,



Timothy S. Coon

TSC/cc  
Enclosure

**ECKERT SEAMANS**  
ATTORNEYS AT LAW

Timothy S. Coon  
412.566.1214  
tsc@escm.com

June 28, 2002

VIA FEDERAL EXPRESS

BOSTON

Sol H. Weiss, Esquire  
Anapol, Schwartz, Weiss, Cohan, Feldman &  
Smalley, P.C.  
1900 Delancey Place  
Philadelphia, PA 19103

BRUSSELS

HARRISBURG

HARTFORD

Re: Bavcol Litigation

LONDON

Dear Mr. Weiss:

LUXEMBOURG

Enclosed please find the July installment of the document production of defendant SmithKline Beecham Corporation d/b/a GlaxoSmithKline ("GSK"), along with a source index for each CD-ROM. There are six (6) CD-ROMs labeled GSK\_BL\_00150341 to GSK\_BL\_00167428 enclosed. The images on these CD-ROMs are being produced in multi-page TIFF format.

NEW YORK

NEWPORT BEACH

The indices for the CD-ROMs contain the source name, employee title or department, corresponding CD number, and the beginning and ending bates number of each source. A privilege log will be prepared for any withheld documents.

PARIS

PHILADELPHIA

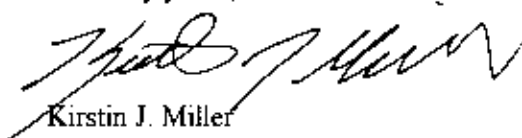
With these documents we are also providing a separate CD-ROM labeled July Data Files, which contains the objective coding for the documents produced. The fields contained in this objective coding are Date; Type (e.g., email, word-processing, spreadsheet); Title; Author(s); Recipient(s); CC(s); Beginning and End document (Bates numbers).

PRINCETON

WASHINGTON

To the extent that any privileged documents may have been inadvertently produced, GSK does not waive its right to retrieve them. In addition, documents in this production are being produced subject to a protective order/agreement for confidential information and such documents may not be disclosed except as provided by that order/agreement.

Sincerely yours,



Kirstin J. Miller

KJM/jth  
Enclosurescc: Lee B. Balofsky, Esquire (w/o enclosure)  
Albert G. Bixler, Esquire (w/o enclosure)

Law Offices of Dechert Price &amp; Rhoads

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**INDEX TO SMITHKLINE CORPORATION d/b/a  
GLAXOSMITHKLINE JULY 1, 2002 DOCUMENT PRODUCTION**

<b>SOURCE/ EMPLOYEE</b>	<b>POSITION</b>	<b>BATES RANGE</b>	<b>CD NUMBER</b>
Sales Group Training Files		GSK_BL_00150341- GSK_BL_00157722	GSKBL032
		GSK_BL_00157723- GSK_BL_00157744	GSKBL033
Thomas "Cole" Allen	Sales Trainer	GSK_BL_00157745- GSK_BL_00139580	GSKBL034
Lisa M. Findley	Senior Promotion Specialist	GSK_BL_00159581- GSK_BL_00161912	GSKBL035
Karen E. Hamby	Vice President of Integrated Healthcare Markets	GSK_BL_00161913- GSK_BL_00163448	GSKBL036
William J. Shulby	Vice President of Finance Commercial Operations	GSK_BL_00163449- GSK_BL_00167428	GSKBL037

INDEX - BAYER CORPORATION 6/29/02 PRODUCTION

CD NUMBER	SOURCE	BEG. PROD. NUMBER	END PROD. NUMBER
1	John Lettieri	BAYCORP01438882	BAYCORP01490198
1	Patricia Stenger	BAYCORP01490199	BAYCORP01491799
2	Karen Dawes	BAYCORP01491800	BAYCORP01494676
2	Lawemce Posner	BAYCORP01494677	BAYCORP01495757
3	Robert Harrison	BAYCORP01495758	BAYCORP01503138
4	Pacificare	BAYCORP01503139	BAYCORP01503244
4	Stephen Hanceford	BAYCORP01503245	BAYCORP01508056