

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

2000

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In the Matter of )

HOECHST MARION ROUSSEL, INC., )  
a corporation, )

CARDERM CAPITAL L.P., )  
a limited partnership, )

and )

ANDRX CORPORATION, )  
a corporation. )  
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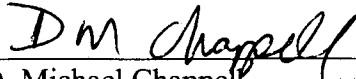
Docket No. 9293

**ORDER ON ELAN PHARMACEUTICALS, INC.'S MOTION TO QUASH**

Respondent Andrx Corporation ("Andrx"), served a third party subpoena *duces tecum* and *ad testificandum* on Elan Pharmaceuticals, Inc. ("Elan, Inc.") seeking the production of documents and the designation of a company representative to testify regarding those documents. On September 11, 2000, Elan, Inc. filed a motion to quash the subpoenas served on it by Andrx. On October 10, 2000, Andrx wrote on behalf of itself and Elan, Inc. that they had resolved their discovery dispute and agreed that Elan, Inc. would withdraw its motion to quash.

In accordance with the joint request of Andrx and Elan, Inc., it is hereby ORDERED that Elan, Inc.'s motion to quash is WITHDRAWN. It is further ORDERED that Elan, Inc. shall produce, in accordance with sections 5 and 6 of the Order entered in this case on October 4, 2000, any agreements entered into between it and a brand-name pharmaceutical manufacturer or generic pharmaceutical manufacturer in settlement of patent disputes.

ORDERED.

  
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D. Michael Chappell  
Administrative Law Judge

Date: October 11, 2000