

Press Release 7/14/2006

RxUSA Wholesale Inc. ([www.rxusawholesale.com](http://www.rxusawholesale.com)) announced the filing, on 7/14/2006, in the Eastern District of New York, of a Complaint, DOCKET # 06 CV 3447, seeking recovery of damages in the amount of \$586,733,225.00, and in addition, the recovery of three-fold damages (\$1,760,199,675.00), together with reasonable attorneys' fees incurred by Plaintiff, and the costs of the action. The complaint alleges violations of various provisions of the United States anti-trust laws, New York State Donnelly law violations, restraint of trade, illegal boycott, and (against some of the defendants) violations of the Federal RICO statutes and Federal Securities' laws and regulations. The complaint alleges, among other things, that a concerted effort is underway to eliminate competition in the pharmaceutical industry by destroying the "secondary wholesale" class of trade and, thereby, keeping pharmaceutical prices artificially high for consumers and substantially weakening the integrity and security of the Nation's Drug supply.

The complaint names 16 Major US Pharmaceutical Manufacturers as Defendants:

Alcon  
AstraZeneca  
Boehringer  
BMS  
Eisai  
Forest  
GSK  
Kos  
Merck  
Novartis  
Organon  
Pfizer  
Sanofi-Aventis  
Schering-Plough  
Takeda  
Wyeth

Also named as Defendants in the complaint are 3 of the largest Drug Wholesalers in the United States and two Regional Drug Wholesalers: The Wholesaler Defendants are:

McKesson  
Cardinal  
AmerisourceBergen

The two Regional Drug Wholesalers are:

H.D. Smith  
Belco

Also named as a Defendant in the complaint is the HEALTHCARE DISTRIBUTION MANAGEMENT ASSOCIATION a/k/a HDMA.

The actual complaint can be viewed in it's entirety at:

<http://www.rxusa.com/litigation/COMPLAINT-FINAL%20filed%207-14-2006.pdf>

RxUSA Wholesale Inc. a wholly owned subsidiary of RxUSA Inc.

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