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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA

UNITED STATES OF AMERICA	)	
<i>Ex rel.</i> Law Project for Psychiatric	)	Case No. 3:09-CV-00080-TMB
Rights, an Alaskan non-profit	)	
corporation,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
OSAMU H. MATSUTANI, MD, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**MOTION FOR SHORTENED TIME ON PSYCHRIGHTS'  
MOTION TO REQUIRE DEFENDANT THOMSON REUTERS  
(HEALTHCARE) TO PROVIDE PSYCHRIGHTS WITH DRUGDEX  
ENTRIES**

*Qui tam* relator Law Project for Psychiatric Rights (PsychRights®) moves for a decision on shortened time for an order requiring defendant Thomson Reuters (Healthcare), hereinafter "Thomson," to provide PsychRights with the following DRUGDEX entries:

- |   |                                  |
|---|----------------------------------|
| 1. Abilify (Aripiprazole)                       | 5. Depakote (valproic acid)      |
| 2. Adderall<br>(amphetamine/dextroamphetamine ) | 6. Desyrel (trazadone)           |
| 3. Concerta (methylphenidate)                   | 7. Dexadrine (dextroamphetamine) |
| 4. Cymbalta (duloxetine)                        | 8. Effexor (venlafaxine)         |
|   | 9. Haldol (haloperidol)          |

- |                               |                                |
|-------------------------------|--------------------------------|
| 10. Invega (paliperidone)     | 17. Symbyax (fluoxetine        |
| 11. Lamictal (lamotrigine)    | hydrochloride/olanzapine) -    |
| 12. Lexapro (escitalopram)    | 18. Tegretol (carbamazepine)   |
| 13. Neurontin (gabapentin)    | 19. Tofranil (imipramine)      |
| 14. Risperdal (risperidone)   | 20. Trileptal (oxcarbazepine ) |
| 15. Ritalin (methylphenidate) | 21. Vyvanse (lisdexamfetamine) |
| 16. Seroquel (quetiapine)     | 22. Zyprexa (olanzapine)       |

## I. DISCUSSION

On March 24, 2010, at Dkt. No. 78, PsychRights filed a Motion for Preliminary Injunction Against Defendants Hogan and Streur to prohibit them, their agents, servants, employees and attorneys, and any persons who are in active concert or participation with them, from committing Medicaid Fraud by presenting claims or causing claims to be presented to Medicaid for reimbursement or payment of the United States Government's federal financial participation (FFP) share<sup>1</sup> of outpatient prescriptions for psychotropic drugs to recipients under the age of 18 (children and youth) that are not for a medically accepted indication (Motion for Preliminary Injunction).

On March 26, 2010, at Dkt. No. 79, this Court issued an Order Denying Motion for Preliminary Injunction Without Prejudice (Order), because the exhibits were not numbered in accordance with the Local Rule 10.1(c) and at page 4 :

Finally, it appears that some of the exhibits are incomplete and will need to be re-scanned. For example, all of the sentences in Exhibit E.32 (pages 1-78) are cut off on the right side, suggesting that there is more information which is not included in this exhibit. Upon refilling, Plaintiff shall ensure that the text in all of its exhibits is complete and legible.

The reason why those exhibits were truncated on the right side is that the copies PsychRights had managed to acquire came that way. The reason why PsychRights is seeking these documents from Thomson is that Thomson closely guards access to DRUGDEX entries and they are very difficult or expensive to acquire, or both. *See*, Affidavit of James B. Gottstein in Support of Motion for Shortened Time filed

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<sup>1</sup> "FFP" stands for "Federal Financial Participation," which means "the Federal Government's share of a State's expenditures under the Medicaid program." 42 CFR §400.203.



