

PsychRights[®]

Law Project for
Psychiatric Rights, Inc.

September 5, 2008

Judge Mark Rindner
Room 403, Nesbitt Courthouse
825 W. 4th Avenue
Anchorage, Alaska 99501-2004

Re: Request to Hold in Abeyance Administration Rule 37.7
Request For Access to Sealed Records in *Alaska v. Eli Lilly & Co.*, 3AN 06-5630 CI.

Dear Judge Rindner:

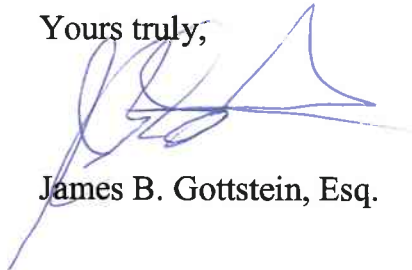
Lilly has asserted my August 20, 2008, letter requesting this Court unseal certain documents in *Alaska v. Eli Lilly & Co.*, 3AN 06-5630 CI., is subject to the injunction in the *Zyprexa Products Liability Litigation*, MDL 1596. Lilly's position is completely without merit. It is also inconsistent with an agreement we reached/ made with Lilly. However, in an abundance of caution, I am requesting you hold in abeyance the request to unseal the specific documents identified by Lilly as being subject to the injunction until such time as (1) the Court in the *Zyprexa Products Liability Litigation* might have an opportunity to decide whether the injunction applies, (2) some other resolution of the issue occurs, or (3) I ask this Court, with notice to Lilly, to decide whether the documents should be unsealed.

Based on Lilly's representation in its September 2, 2008 pleading, I understand these documents to be Exhibits 2, 8, 20, 29 and 33 to the State's *Zyprexa Backgrounder* (and any references to those exhibits in the *Backgrounder*).

I understand there are no objections to the unsealing of any other documents subject to my request.

I will appreciate your indulgence in this matter.

Yours truly,



James B. Gottstein, Esq.

cc: Brewster Jamieson
Jon Dawson
Eric Sanders
Chambers Copy (hand delivered)