

IN THE UNITED STATES DISTRICT COURT  
FOR EASTERN DISTRICT OF TENNESSEE  
GREENVILLE DIVISION

U.S. DISTRICT COURT  
GREENVILLE, TN

2009 NOV -3 P 1:51

FILED

KING PHARMACEUTICALS, INC.; )  
MONARCH PHARMACEUTICALS, INC.; )  
KING PHARMACEUTICALS )  
RESEARCH AND DEVELOPMENT, INC. )  
INC.; and GENTRAC, INCORPORATED )

Plaintiffs, )

v. )

ZYMOGENETICS, INC. and JOHN AND )  
JANE DOES 1-50, )

Defendants. )

Civil Action No. 2:09-cv-244

JURY TRIAL DEMANDED

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TEMPORARY RESTRAINING ORDER REGARDING DEFENDANT'S LAWSUIT  
PREVARICATIONS

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The Court, having considered fully Plaintiffs King Pharmaceuticals, Inc.; Monarch Pharmaceuticals, Inc.; King Pharmaceuticals Research and Development, Inc.; and GenTrac, Inc.'s (collectively, "Plaintiffs") Motion for Temporary Restraining Order and Preliminary Injunction regarding Defendant ZymoGenetics, Inc.'s ("Defendant") Lawsuit Prevarications and all supporting papers, finds the Motion is well-taken and should be granted.

Accordingly, IT IS HEREBY ORDERED and DECREED as follows:

1. The Court hereby orders a temporary restraining order that restrains and enjoins Defendant, its officers, agents, servants, employees, attorneys, and any other persons who are in active concert or participation with any of the foregoing, from disseminating, distributing, and/or displaying any statement that affirmatively states or implies that affirmatively state or imply that one or more lawsuits have been filed against King and/or Thrombin-JMI® product customers for

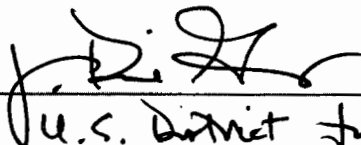
harm caused to patients who were exposed to King's Thrombin-JMI® topical thrombin line of products.

2. The Court hereby orders a temporary restraining order that restrains and enjoins Defendant, its officers, agents, servants, employees, attorneys, and any other persons who are in active concert or participation with any of the foregoing, from disseminating, distributing, and/or displaying any statement that affirmatively states or implies that by purchasing and exposing patients to King's Thrombin-JMI® products, King's customers risk being sued in future lawsuits.

3. Defendant shall file with this Court and serve on King within ten (10) days after the service of this Order, a report in writing under oath, setting forth in detail the manner and form in which Defendant has complied with this Order.

4. King shall be entitled to enforce this Order until the Court determines whether the entry of a preliminary injunction is appropriate, without the requirement of a bond, or if bond is required, it is set at - 0 -.

5. A preliminary injunction hearing shall be set for Nov. 16, 2009 at 1 pm.  
DATED this 3rd day of <sup>Nov.</sup>~~October~~, 2009.

  
\_\_\_\_\_  
U.S. District Judge

APPROVED FOR ENTRY BY:



Sam Berry Blair (TN BPR No. 10375)

*(motion for pro hac vice filed herewith)*

Michael Richards (TN BPR No. 7973)

*(motion for pro hac vice filed herewith)*

Clinton J. Simpson (TN BPR No. 20284)

*(motion for pro hac vice filed herewith)*

Samuel F. Miller (TN BPR No. 22936)

*(admitted to E.D. Tenn.)*

Sarah Elizabeth Moccaldi (TN BPR No. 24608)

*(motion for pro hac vice filed herewith)*

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