

If You Bought Premarin, Prempro, or Premphase

A class action lawsuit could affect you

A court authorized this notice. This is not a solicitation from a lawyer. You are not being sued.

- A class action lawsuit claims that the pharmaceutical company Wyeth, Inc. (“Wyeth”) misrepresented the benefits and risks of the prescription hormone replacement therapy medications Premarin, Prempro, and Premphase.
- The Court has not decided whether Wyeth did anything wrong. The sole purpose of this notice is to inform you of the lawsuit so that you can make an informed decision as to whether you should remain in this class action or exclude yourself. There is no money available now, and no guarantee that there will be. However, your legal rights are affected, and you have a choice to make now.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS CLASS ACTION LAWSUIT	
DO NOTHING	Stay in this class action lawsuit. Await the outcome. Give up certain rights. <i>See</i> Question 8.
ASK TO BE EXCLUDED	Get out of this class action lawsuit. If the Class is awarded money or benefits at trial you will not receive anything. Keep rights. <i>See</i> Questions 9 and 10.

- Your options are explained in more detail in this notice. To be excluded, you must act before **December 19, 2012**.

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BASIC INFORMATION

1. Why was this Notice issued?

A Court has approved, or “certified,” a class action lawsuit to proceed to trial. The class action is about the prescription medications Prempro, Premarin, and Premphase and may affect you. If you are included, you have legal rights and options before the court decides whether the claims being made against Wyeth are correct. This notice explains all of these things.

The Court in charge of the case is the U.S. District Court for the Southern District of California, and the case is known as *Krueger v. Wyeth, Inc.*, No. 03cv2496. U.S. District Court Judge John A. Houston is overseeing the case.

The people who sued are called plaintiffs, and the company they sued is called the defendant, which in this case is Wyeth and its related companies.

2. What is this lawsuit about?

The lawsuit relates to Wyeth’s prescription medications Premarin, Prempro, and Premphase. The lawsuit claims that Wyeth violated California laws between January 1995 and January 2003 by:

- Representing that Prempro, Premarin, and/or Premphase lowered cardiovascular, Alzheimers and/or dementia risk; or by,
- Representing that Prempro, Premarin, and/or Premphase did not increase breast cancer risk.

Plaintiffs claim that these representations about the risks and/or benefits of these medications were false or misleading.

Wyeth denies that it made any misrepresentations about the risks and/or benefits of these medications.

The Court has not decided which side is correct. The lawyers for the Class will have to prove their claims at a trial.

3. What is a class action?

In a class action, one or more people, called class representatives (in this case April Krueger), sue on behalf of people who have made similar claims. All of these people are a “class” or “class members.” One court resolves the issues for all class members, except for those who choose to exclude themselves from the class. More information about why the Court is allowing this lawsuit to be a class action is available at www.CaliforniaHRTClass.com.

WHO IS IN THE CLASS

4. Who is included in the class?

You are included in this case as a Class Member if you:

- Lived in California between January 1995 and January 2003;
- Bought Premarin, Prempro, and/or Premphase in California between January 1995 and January 2003;
- Were exposed to 1) oral or written statements from Wyeth or a health care provider, or 2) written statements in publications in which Wyeth advertised or that originated from Wyeth, that:
 - Premarin, Prempro, and/or Premphase lowered cardiovascular, Alzheimers and/or dementia risk; or
 - Premarin, Prempro, and/or Premphase did not increase breast cancer risk;
- **And** are not claiming any personal injury from using Premarin, Prempro, and/or Premphase.

5. What if I'm still not sure if I am included in the Class?

If you are still not sure whether you are included, you can get more information at www.CaliforniaHRTClass.com, or get free help by calling or writing the lawyers in this case, at the phone number or address listed in Question 11.

THE CLAIMS IN THE LAWSUIT

6. What are Plaintiffs asking for?

Plaintiffs are seeking a refund of the entire purchase price of Premarin, Prempro, and/or Premphase sold in California during the relevant period on behalf of themselves and the Class. Plaintiffs are also seeking any profits that Wyeth made from the sale of these products to the Class and any other penalties or compensation permitted under the laws of the State of California. Wyeth's position is that it did not violate the law or engage in misrepresentations and that Plaintiffs are not entitled to recover anything under the laws of the State of California.

7. Is there any money available now?

No money is available now because the Court has not yet decided whether Wyeth has done anything wrong. There is no guarantee that any money or benefits will ever be awarded to the Class. You can register at www.CaliforniaHRTClass.com to be notified about your rights including whether you may file a claim for a cash payment if money or benefits are ever awarded by the Court.

QUESTIONS? CALL 1-888-356-0158 OR VISIT WWW.CALIFORNIAHRTCLASS.COM

YOUR RIGHTS AND OPTIONS

You have to decide whether to stay in the Class or ask to be excluded before the trial, and you have to decide this prior to **December 19, 2012**.

8. What happens if I do nothing at all?

You don't have to do anything now if you want to remain a member of the Class. If you stay in the Class and the Plaintiffs are awarded money or benefits by the Court, you can be notified about how to file a claim for those benefits. Register to receive this and other notifications at www.CaliforniaHRTClass.com.

However, if you stay in the lawsuit, you will be legally bound by all of the decisions the Court makes. No matter whether Plaintiffs win or lose the trial, you will not be able to sue, or continue to sue, Wyeth as part of any other lawsuit about the same legal claims in this lawsuit, ever again.

9. Why would I ask to be excluded?

If you would like to pursue your own lawsuit or claim against Wyeth for the claims in this case, or if you simply don't want to be part of this lawsuit, you need to ask to be excluded from the Class.

If you exclude yourself from the Class – sometimes called “opting-out” of the Class – you will not be legally bound by the Court's judgments in this class action, and you may or may not be able to later sue Wyeth for the claims being made in the case. However, if Plaintiffs win at trial and money or benefits are awarded to the Class, you will not receive anything.

If you wish to file your own lawsuit against Wyeth after you exclude yourself, you'll have to hire and pay your own lawyer (if you decide to retain one), and you'll have to prove your claims.

10. How do I ask to be excluded?

To ask to be excluded, you must send a letter by mail, stating that you want to be excluded from *Krueger v. Wyeth, Inc.*, No. 03cv2496. Be sure to include your name, address, telephone number, and signature. You must mail your Exclusion Request letter by **December 19, 2012** to California Hormone Replacement Therapy Class, PO Box 2839, Faribault, MN 55021-8643.

THE LAWYERS REPRESENTING YOU

11. Do I have a lawyer in this case?

Yes. The Court has appointed the following lawyers to represent the Class as “Class Counsel”:

Eileen McGeever Luci M. Montgomery Rushall & McGeever 6100 Innovation Way Carlsbad, CA 92009	Andy D. Birchfield, Jr. P. Leigh O'Dell David B. Byrne, III Beasley Allen, P.C. PO Box 4160 Montgomery, AL 36102	W. Gary Holt Breean Walas Gary Holt & Associates, P.A. 708 West Second Street Little Rock, AR 72201
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QUESTIONS? CALL 1-888-356-0158 OR VISIT WWW.CALIFORNIAHRTCLASS.COM

The lawyers handling the case are experienced in handling similar cases.

12. How will the lawyers be paid?

You will not be charged personally for these lawyers. If Class Counsel recovers any money for the Class, they will ask the Court for payment of their fees and expenses. You will not have to pay these fees and expenses out of your own pocket. If the Court grants Class Counsel's request, the fees and expenses will be deducted from any money awarded to the Class or paid separately by Wyeth.

A TRIAL

13. How and when will the Court decide who is right?

The Plaintiff will have to prove the Class claims at a trial that will take place at the U.S. District Courthouse for the Southern District of California, 940 Front Street, San Diego, CA, 92101. There is no guarantee that the Plaintiff will win any money or benefits for the Class.

The trial date has not yet been set. Check the website www.CaliforniaHRTClass.com to be kept informed of the trial date.

14. Do I have to come to the trial?

No. You will not need to attend unless you choose to do so. Class Counsel will present the case for the Plaintiffs and the Class, and the lawyers for Wyeth will present its defenses. You and/or your own lawyer are welcome to appear in this case, at your expense.

15. Will I get money after the trial?

If the Plaintiffs are awarded money or benefits as a result of the trial, and you're registered to receive updates about this case, you will be notified about how to file a claim or what your other options are at that time. These things are not known right now. Court orders and other important information about the case will be posted on the website, www.CaliforniaHRTClass.com as they become available. You can access the website, whether you stay in the lawsuit or exclude yourself, to obtain current information about this case.

GETTING MORE INFORMATION

16. Where can I get more information?

If you want more detailed information, you may visit the website www.CaliforniaHRTClass.com where you will find the important case-related documents. You may also call toll-free at 1-888-356-0158 for more information, or write to California Hormone Replacement Therapy Class, PO Box 2839, Faribault, MN 55021-8643.

Please do not contact the Court for more information.