

If You Purchased Branded Zymar or Zymaxid Between June 15, 2010 and December 31, 2017, You Could Be Affected by a Proposed Class Action Settlement.

A proposed Settlement has been reached between Plaintiff Hartig Drug Company, Inc. ("Hartig"), and Defendants Senju Pharmaceutical Co., Ltd. ("Senju"), Kyorin Pharmaceutical Co., Ltd. ("Kyorin"), and Allergan, Inc. ("Allergan"). The case is *Hartig Drug Company Inc. v. Senju Pharmaceutical Co. Ltd, Kyorin Pharmaceutical Co., Ltd., and Allergan, Inc.*, 14-cv-719-JFB-SRF pending in the United States District Court for the District of Delaware.

The lawsuit alleges that Defendants engaged in an unlawful scheme to eliminate or delay generic competition for gatifloxacin ophthalmic solution (generic versions of their branded drugs Zymar and Zymaxid), a drug used to treat eye infections, in violation of the Sherman Act. The Defendants have denied all liability in this case and the Court did not decide in favor of the Plaintiff or the Defendants.

Am I A Class Member?

The Class is defined as all persons or entities in the United States who purchased branded Zymar or Zymaxid directly from any of the Defendants between June 15, 2010 and December 31, 2017. For additional details visit the Settlement Website: www.ZymarZymaxidSettlement.com.

How Do I Get A Payment?

If you are a Settlement Class member and did not exclude yourself from the Class, you are eligible to get a payment. If you did not receive a personalized notice of Settlement from the administrator, you need to take action now and download a Claim Form from the Settlement Website or call the Settlement Administrator toll-free at 866-285-5811 to request one. In order to receive a payment, Claim Forms must be postmarked by October 5, 2018.

Your Legal Rights And Options

Exclude Yourself: If you do not want to be included as a Settlement Class member, you must exclude yourself. If you exclude yourself, you get no benefits, but keep the right to file your own lawsuit. To exclude yourself, you must send a letter to the administrator requesting to be excluded postmarked no later than October 5, 2018. The address for the administrator can be found on the Settlement Website.

Object: You can also tell the Court if you do not like any part of the proposed Settlement. To object, you must send a letter that is postmarked by October 5, 2018. For details on how to properly file an objection, please read the detailed notice available at the Settlement Website or call the toll-free number below.

Do Nothing: If you did not get a personalized notice and do nothing, you will get no payment and give up your rights to bring a lawsuit against the Defendants for the legal claims in this case. However, if you received a personalized notice and you are in Defendants' data, you must submit a Claim Form to receive payment.

Has The Court Approved The Settlement?

No. The Court will hold a Fairness Hearing at 1:30 p.m. on November 9, 2018, at the U.S. District Court for the District of Delaware, 844 N. King Street, Courtroom 4B, Wilmington, Delaware 19801. At the Fairness Hearing, the Court will determine whether the Settlement should be finally approved as fair, reasonable and adequate. It will also determine whether to grant Settlement Class Counsel their request for fees and expenses and any Class Representative awards. Information regarding Settlement Class Counsels' fees will be posted on the Settlement Website once they are filed with the Court.

This is only a summary. If you have questions regarding this Settlement, visit the website below or call the Settlement Administrator.

866-285-5811

www.ZymarZymaxidSettlement.com