

Ministry of Justice and Public Security - MJSP
Administrative Council for Economic Defense - CADE

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Phone: (61) 3221-8428 - www.cade.gov.br

OFFICE No. 7075/2019 / CGAA1 / SGA1 / SG / CADE

Brasilia, October 22, 2019.

To the Legal Representatives of

Gilead Pharmasset LLC, Gilead Science Inc, Gilead Pharmaceutical Sciences of Brazil Ltda.

Dr. Chucri Zaidan Avenue, 1240, 15th floor, cj. 1501-1502

Sao Paulo-SP

subpoena@lickslegal.com

Subject: Preparatory Procedure for Administrative Inquiry No. 08700.005149 / 2019-18.

Dear Sirs,

1. I hereby inform that, pursuant to Order SG 31/2019 (SEI 0675808), the Preparatory Procedure for Administrative Inquiry No. 08700.005149 / 2019-18 was instituted, considering Representation filed against Gilead Pharmasset LLC, Gilead Science Inc and Gilead Sciences Pharmaceutical of the Brazil Ltda. (together Represented).
2. In this context, I notify the Representatives to express their views, by November 4, 2019, on the Representation (SEI 0674803) and other documents contained in case 08700.005149 / 2019-18.

3. Refusal, omission or unjustified delay in complying with this letter, in the time and manner indicated, constitutes a punishable infraction, with a daily fine of R \$ 5,000.00 (five thousand reais), pursuant to the provisions of art. 40 of Law No. 12,529 / 11, without prejudice to other applicable civil and criminal sanctions.
4. I also emphasize that, under the terms of art. 43 of the same law, misleading or false information, documents or statements given to Cade will be punishable by a fine of R \$ 5,000.00 (five thousand reais) to R \$ 5,000,000.00 (five million), according to the gravity of the facts and the economic situation of the violator, without prejudice to the other applicable legal commissions.
5. Under the terms of art. 44 of Cade's Internal Rules, the response may be sent digitally to igor.rocha@cade.gov.br, with a copy to protocol@cade.gov.br, in which case the petitioner will be responsible for the quality and fidelity of the transmitted material, as well as the confirmation of its effective receipt by the Cade Protocol and Document Registration Service, which may require the original to be sent within 5 (five) days, under penalty of being considered untimely.
6. The confidentiality analysis of the information provided will be performed by this General Superintendence under the terms of art. 51 to 54 of CADE's Internal Regulations, by requesting restricted access treatment of the information presented. If there is no such request, the information provided will be made public. In case of restricted access request, the information and documents must be presented in two versions: (i) a full version, classified as RESTRICTED ACCESS, which will be separated in the annex; and (ii) a version classified as PUBLIC, which must be edited with the omission or erasure of information considered confidential, and this version added to public records.
7. Please send confirmation of receipt of this letter to the e-mails igor.rocha@cade.gov.br, with copy to protocol@cade.gov.br.

Regards,

PATRICIA SEMENSAT CABRAL

General Coordinator of Antitrust Analysis 1

General Superintendence / CADE