

faces serious injury "when the documents in question are *secret and material* to the applicant's business . . ." *In the Matter of Bristol-Meyers*, 90 F.T.C. 455, 456 (1977) (articulating 6-factor test for determining secrecy and materiality). Further, "[t]he likely loss of business advantages is

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[REDACTED]

[REDACTED]

[REDACTED]

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION

In the Matter of)
)

Schering-Plough Corporation,)
a corporation,)

Upsher-Smith Laboratories, Inc.,)
a corporation,)

and)
)

American Home Products Corporation,)
a corporation.)

Docket No. 9297
PUBLIC VERSION

**DECLARATION OF MARK ROBBINS IN SUPPORT OF UPSHER-SMITH'S
APPLICATION FOR *IN CAMERA* TREATMENT OF A LEGAL OPINION LETTER**

MARK S. ROBBINS, declares as follows:

1. I am the Vice President of Scientific and Legal Affairs and inside counsel to Respondent Upsher-Smith Laboratories, Inc.

6. To the extent this information is contained in pleadings, exhibits and reports in the

case, the information is being disclosed to you and remains under seal to this day.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

...possible formulations and manufacturing processes remain protectable trade secret

[REDACTED]

[REDACTED]

information

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]