

Fee Exempt (Government Code 6103)

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California*

**ENDORSED FILED**  
**SAN MATEO COUNTY**

JAN 22 2019

Clerk of the Superior Court  
By UNA FINAU  
DEPUTY CLERK

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 IN AND FOR THE COUNTY OF SAN MATEO

15 THE PEOPLE OF THE STATE OF  
CALIFORNIA,

16 Plaintiff,

17 v.

18 MEDICAL DEVICE BUSINESS  
19 SERVICES, INC. F/K/A DEPUY, INC.,  
20 DEPUY ORTHOPEDICS, INC., AND  
DEPUY ORTHOPAEDICS, INC.; DEPUY  
21 PRODUCTS, INC.; DEPUY SYNTHES,  
INC.; DEPUY SYNTHES SALES, INC.;  
22 JOHNSON & JOHNSON,

23 Defendants,

Case No. **19C1V00422**

**COMPLAINT FOR INJUNCTION, CIVIL  
PENALTIES AND OTHER RELIEF**

25 Plaintiff, the People of the State of California ("Plaintiff" or the "People"), acting by and  
26 through Xavier Becerra, Attorney General of the State of California, is informed and believes and  
27 thereupon alleges as follows:  
28







1 a. Violating Business and Professions Code section 17500 as alleged in paragraph  
2 17 of the above First Cause of Action and which is incorporated by reference as though fully set  
3 forth here; and,

4 b. Representing that their metal-on-metal hip implant devices have sponsorship,  
5 approval, characteristics, ingredients, uses, benefits, quantities, or qualities that they do not have.

6 **PRAYER FOR RELIEF**

7 **WHEREFORE**, Plaintiff prays that:

8 1. An injunction be issued pursuant to Business and Professions Code sections 17203  
9 and 17535 restraining and enjoining Defendants and their agents, employees, and all other  
10 persons or entities, corporate or otherwise, in active concert or participation with any of them,  
11 from violating Business and Professions Code sections 17200 et seq. or 17500 et seq.

12 2. Pursuant to Business and Professions Code sections 17206 and 17536, Defendants be  
13 assessed a civil penalty of two thousand five hundred (\$2,500) for each violation of Business and  
14 Professions Code sections 17200 et seq. and 17500 et seq., as proved at trial.

15 3. The Court Order Defendants to pay Plaintiff's costs.

16 4. Plaintiff is given such other and further relief as the nature of this case may require  
17 and that this Court deems equitable and proper to fully and successfully dissipate the effects of  
18 the alleged violations of Business and Professions Code sections 17200 et seq. and 17500 et seq.

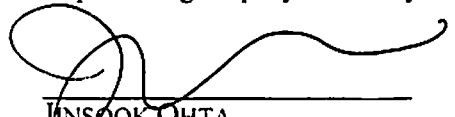
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Dated: January 19, 2019

Respectfully Submitted,

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