

# EXHIBIT A



LAUREN A. DICAIR,  
ADMINISTRATRIX OF THE ESTATE  
OF BRUCE G. DICAIR

Plaintiff

vs.

GILEAD SCIENCE, INC.,  
GILEAD SCIENCES, INC.,  
GILEAD PHARMASSETT LLC., AND  
ASEGUA THERAPEUTICS LLC

Defendant

IN THE COURT OF COMMON PLEAS  
OF PHILADELPHIA COUNTY  
PENNSYLVANIA

CIVIL ACTION

DECEMBER TERM, 2020

NO. 01009

**NOTICE TO DEFEND  
NOTIFICACION PARA DEFENDERSE**

**NOTICE**

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.**

**IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.**

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**AVISO**

Le han demandado a usted en el tribunal. Si usted quiere defenderse de las demandas expuestas en las páginas siguientes, usted debe tomar acción en el plazo de veinte (20) días a partir de la fecha en que se le hizo entrega de la demanda y la notificación, al interponer una comparecencia escrita, en persona o por un abogado y registrando por escrito en el tribunal sus defensas o sus objeciones a las demandas en contra de su persona. Se le advierte que si usted no lo hace, el caso puede proceder sin usted y podría dictarse un fallo por el juez en contra suya sin notificación adicional y podría ser por cualquier dinero reclamado en la demanda o por cualquier otro reclamo o desagravio en la demanda solicitado por el demandante. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

**USTED DEBE LLEVARLE ESTE DOCUMENTO A SU ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O NO PUEDE CORRER CON LOS GASTOS DE UNO, VAYA O LLAME POR TELEFONO A LA OFICINA EXPUESTA ABAJO. ESTA OFICINA PUEDE POVEERLE INFORMACION RESPECTO A COMO CONTRATAR A UN ABOGADO.**

**SI NO PUEDE CORRER CON LOS GASTOS PARA CONTRATAR A UN ABOGADO, ESTA OFICINA PUDIERA PROVEERLE INFORMACION RESPECTO A INSTITUCIONES QUE PUEDAN OFRECER SERVICIOS LEGALES A PERSONAS QUE CALIFICAN PARA LA REDUCCION DE HONORARIOS O QUE NO TENGAN QUE PAGAR HONORARIOS.**

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**COMPLAINT**

**AND NOW** comes Lauren A. DiCair, Administratrix of the Estate of Bruce G. DiCair, by and through her attorneys, Edwin L. Stock and Rick Stock Law, and she respectfully files this Complaint and in support thereof avers the following:

1. Lauren A. DiCair, Administratrix of the Estate of Bruce G. DiCair, hereinafter “Plaintiff”, is the daughter of the decedent, Bruce G. DiCair, hereinafter “Decedent”, and brings this suit in her capacity as the Administratrix of said Estate.
2. At all times herein mentioned, Plaintiff and Decedent is/was a citizen, domiciliary and permanent resident of the Commonwealth of Pennsylvania.

3. Gilead Science, Inc., hereinafter “Defendant”, is a corporation organized and existing under the law of the State of Delaware, with its principal place of business and citizenship in California, 333 Lakeside Drive, Foster City, CA 94404.
4. Gilead Sciences Inc., hereinafter “Defendant”, is a corporation organized and existing under the law of the State of Delaware, with its principal place of business and citizenship in California, 333 Lakeside Drive, Foster City, CA 94404.
5. Gilead Pharmasset LLC., hereinafter “Defendant”, is a limited liability corporation organized and existing under the law of the State of Delaware, with its principal place of business and citizenship in California, 333 Lakeside Drive, Foster City, CA 94404.
6. Asegua Therapeutics LLC., hereinafter “Defendant”, is a limited liability corporation organized and existing under the law of the State of Delaware, with its principal place of business and citizenship in California, 333 Lakeside Drive, Foster City, CA 94404.
7. Gilead Science, Inc., Gilead Sciences Inc., Gilead Pharmasset LLC., Asegua Therapeutics LLC., collectively hereinafter referred to as “Defendants”.
8. At all relevant times herein, Defendants were and currently are doing business in the Commonwealth of Pennsylvania including but not limited to within the bounds of Philadelphia County.
9. At all relevant times herein, Defendants transacts and transacted business in the Commonwealth of Pennsylvania including but not limited to within the bounds of Philadelphia County.
10. At all relevant times herein, Defendants contracted to supply goods and services in the Commonwealth of Pennsylvania including but not limited to within the bounds of Philadelphia County.

11. The amount in controversy exceeds \$50,000 exclusive of interest and costs.
12. This Honorable Court has jurisdiction pursuant to P.A.R.C.P. § 2179 (1) through (4).

### **COUNT I – NEGLIGENCE**

13. At all relevant times, including on or after September 27, 2017, Defendants designed, manufactured, produced, licensed, sold, distributed, and/or marketed a prescription medication known as Ledipasvir-sofosbuvir aka Harvoni, hereinafter “the medication.”
14. At all relevant times, including on or after September 27, 2017, Defendants were in the business of, among other things, designing, manufacturing, producing, licensing, selling, distributing, and marketing for consumer use the medication.
15. The medication is a prescription medicine used to treat adults with chronic hepatitis C infection with or without cirrhosis.
16. Defendants knew, or should have known, that the medication was dangerous and harmful and capable of causing illness, including Hepatocellular Carcinoma, resulting in death to human beings.
17. On or after September 27, 2017 Decedent was prescribed the medication and proceeded to adhere to the prescribed dosage in a manner that was consistent with the medications intended and foreseeable purpose.
18. Following taking of the medication, Decedent was caused to develop Hepatocellular Carcinoma which led to his death on December 19, 2018.
19. Plaintiff/Decedent was required to expend substantial sums of money for appropriate medical care and treatment.
20. Defendants, its agents, servants and/or employees, were negligent:

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