

1 1.3 Venue for this action properly lies in King County, Washington, pursuant to
2 RCW 4.12.020 and .025 because Defendants transacted business in King County, Washington
3 and/or some of the transactions out of which this action arose occurred in King County,
4 Washington.

5 II. PARTIES

6 2.1 Plaintiff, STATE OF WASHINGTON, is charged, inter alia, with the
7 enforcement of the Consumer Protection Act, RCW 19.86.

8 2.2 Defendant GLAXOSMITHKLINE LLC (“GSK”) is a Delaware corporation
9 with a principal place of business at 1 Franklin Plaza, Philadelphia, Pennsylvania 19102. GSK
10 transacts business in Washington by developing, manufacturing, promoting, selling, and
11 distributing prescription drugs.

12 2.3 Defendant SB PHARMCO PUERTO RICO, INC. (“SB PHARMCO”) was a
13 corporation organized under the laws of the Commonwealth of Puerto Rico with a principal
14 place of business at Rd. 172, Km 9.2, Bo. Certenejas, Cidra, PR 00739. SB PHARMCO was
15 an indirect subsidiary of GlaxoSmithKline, plc, a British corporation with a principal place of
16 business in Brentford, Middlesex, England. SB PHARMCO was dissolved effective July 3,
17 2008 but continues to exist under operation of the law for three years for purposes of litigation,
18 prosecution and settlement of its affairs. SB PHARMCO transacted business in Washington
19 by developing, manufacturing, promoting, selling, and distributing prescription drugs.

20 III. COMMERCE

21 3.1 RCW 19.86.010 of the Consumer Protection Act, defines “trade” and
22 “commerce” as follows:

23 “Trade” and “commerce” shall include the sale of assets or services, and
24 any commerce directly or indirectly affecting the people of the state of
Washington.

25 RCW 19.86.010(2).
26

1 **V. APPLICABLE STATUTES**

2 5.1 Defendants' actions with respect to the manufacturing and sale of the various
3 drugs identified above in Section IV constitute unfair or deceptive trade practices in violation
4 of RCW 19.86.020, the Washington Consumer Protection Act.

5 **VI. PRAYER FOR RELIEF**

6 WHEREFORE, the State of Washington respectfully request that this honorable Court
7 enter an order:

8 6.1 Issuing a permanent injunction prohibiting Defendants, their agents, employees,
9 and all other persons and entities, corporate or otherwise, in active concert or participation with
10 any of them, from engaging in unfair, deceptive or misleading conduct;

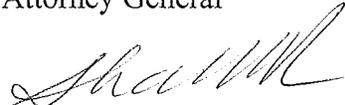
11 6.2 Ordering Defendants to pay civil penalties of up to \$2,000 for each violation of the
12 Consumer Protection Act, RCW 19.86;

13 6.3 Ordering Defendants to pay all costs for the prosecution and investigation of this
14 action, as provided Consumer Protection Act, RCW 19.86; and

15 6.4 Granting such other and further relief as the Court deems equitable and proper.

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17 DATED this 23rd day of June, 2011.
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20 ROBERT M. MCKENNA
Attorney General

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22 ROBERT LIPSON, WSBA #11889, WSBA #19077 for
Assistant Attorney General
23 Attorneys for State of Washington
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