



## NOTICE TO 340B COVERED ENTITIES

Mylan Specialty L.P. ("MS") (formerly known as Dey Pharma L.P.) is adjusting the prices MS previously charged Covered Entities for **all products bearing the 49502 labeler code from the third quarter of 1994 through the fourth quarter of 2006**. The need for adjustment arises from a recalculation of average manufacturer prices and best prices reported to CMS under the Medicaid Drug Rebate Program. MS will refund each 340B Covered Entity the amount of all overcharges that MS has identified during this period. These refunds will not be reduced by any amounts that a Covered Entity was inadvertently undercharged.

MS has identified the Covered Entities that were overcharged and will contact those entities by U.S. mail and distribute refunds as follows:

- Covered Entities from whom W-9 forms are required: In an initial mailing, MS will notify Covered Entities about the refund and request a W-9 form from those Covered Entities that require it (i.e., those with refunds greater than \$400). If, after 30 days, MS does not receive a required W-9 from the initial mailing, MS will send a second mailing to each non-responding Covered Entity (after consulting with the HRSA Office of Pharmacy Affairs to make sure that the contact information is correct). If MS does not receive a response from the Covered Entity within 30 days after the date of the second mailing, MS will issue the refund check to the Covered Entity with the required tax deductions.
- Covered Entities from whom W-9 forms are not required: In an initial mailing, MS will notify the Covered Entity about the refund. Thirty days after the initial mailing, MS will issue the refund check to the Covered Entity.

If any additional Covered Entities are identified, MS will make the same refund offer, provided that the Covered Entity can document that it purchased MS products during the relevant period and that it qualified as a Covered Entity at the time it made the purchase(s).

Covered Entities that wish to inquire about this refund program should contact:

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Manager, Government Pricing & Reporting  
Mylan  
781 Chestnut Ridge Road  
Morgantown, WV 26505  
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