

Exhibit 3

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA
3 CV-01-07937 MRP (CWx)
4

5 In Re: PAXIL LITIGATION
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8 DEPOSITION/VIDEOTAPE DEPOSITION OF:
9 MARTIN BRECHER, M.D.
10 MARCH 13, 2003
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17 C O N F I D E N T I A L
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23 ATKINSON-BAKER COURT REPORTERS
24 800-288-3376
FILE NO.: 9D01344

1 A. Prior to randomization subjects are
2 discontinued from their old medications and given
3 placebo usually for about a week, sometimes
4 shorter.

5 Q. And how about wash-out, same?

6 A. That -- that period also washes out
7 their previous medication.

8 Q. So the terms are effectively
9 synonymous for purposes of...

10 A. (No verbal response.)

11 Q. Okay, now, based on FDA procedure and
12 I'll even elevate that to scientific procedure that
13 you understood scientific procedure to be when you
14 were at the FDA, is it scientifically legitimate to
15 count a suicidal act occurring during wash-out and
16 run-in to the placebo count?

17 MR. DAVIS: Object to the form of the
18 question. It has absolutely nothing to do
19 with this litigation.

20 MR. FARBER: You're going to see a
21 connection if you're patient here.

22 A. No, because everybody got placebo.

23 Q. So it's scientifically illegitimate
24 way to count, correct?

1 A. Yeah.

2 Q. Okay, now on -- according to these
3 figures there appears to be one placebo suicide
4 that I'll call it legitimate or that didn't occur
5 during the wash-in/run-out period, correct?

6 A. Uh-humm.

7 Q. That's at least what this table says?

8 A. Humm.

9 Q. Now, we'll go to Exhibit 16.

10 * * * * *

11 (P-16 was received and marked for
12 Identification.)

13 * * * * *

14 MR. FARBER: That's mine, that's
15 yours and these two are yours.

16 Note it says confidential at the
17 bottom, I'll take that note, you don't have
18 to remind us.

19 BY MR. FARBER:

20 Q. It says, confidential subject to
21 protective order on the bottom of these three
22 sheets.

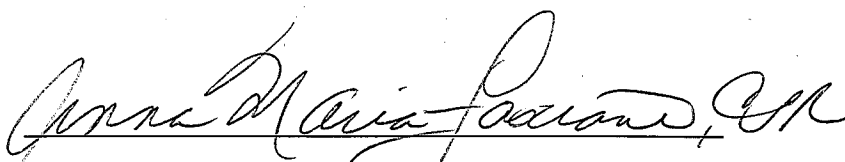
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C E R T I F I C A T E

I, Anna Maria Fasciano, a Notary Public and Certified Shorthand Reporter of the State of New Jersey and Commissioner of Deeds of the Commonwealth of Pennsylvania, do hereby certify that the foregoing is a true and accurate transcript of the testimony as taken stenographically by and before me at the time, place and on the date hereinbefore set forth.

I do further certify that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel and that I am not financially interested in this action.



Anna Maria Fasciano, C.S.R.
Notary Public, State of New Jersey
My Commission Expires June 2, 2004
Certificate No. 30X100200300
Commissioner of Deeds, Commonwealth of Pennsylvania
My Commission Expires September 24, 2007