

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WASHTENAW

MARK NOWACKI, as Legal Guardian and
Conservator for DANIEL NOWACKI, and
KATHLEEN NOWACKI,

Plaintiffs,

v.

GILEAD SCIENCES, INC., and ST. JOSEPH
MERCY CHELSEA, INC., d/b/a ST.
JOSEPH MERCY CHELSEA,

Defendants.

Civil Action No. 22-001761-NP

Honorable Carol Kuhnke

**ORDER DENYING GILEAD
SCIENCES, INC.'S
MOTION FOR SUMMARY
DISPOSITION**

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**ORDER DENYING GILEAD SCIENCES, INC.'S
MOTION FOR SUMMARY DISPOSITION**

At a session of said Court, held in the City of Ann Arbor,
County of Washtenaw, State of Michigan
on 7/20/2023

PRESENT: CARL KUHNKE
Circuit Court Judge

Defendant Gilead Sciences, Inc. (“Defendant Gilead”) having filed its Motion for Summary Disposition under MCR. 2116(C)(8) (the “Motion”), Plaintiffs having filed a response brief, Defendant Gilead having filed a reply brief, this Court having heard oral arguments on July 12, 2023, and this Court being otherwise advised in the premises:

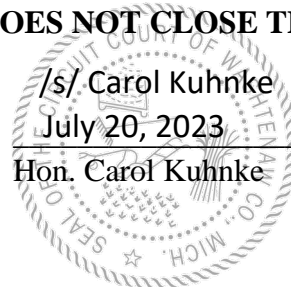
IT IS HEREBY ORDERED that, for the reasons stated on the record, Defendant Gilead’s Motion is denied.

IT IS SO ORDERED.

THIS IS NOT A FINAL ORDER AND DOES NOT CLOSE THE CASE.

/s/ Carol Kuhnke
July 20, 2023

Hon. Carol Kuhnke

The seal of the Circuit Court of Washtenaw County, Michigan, is circular with a rope-like border. Inside the border, the text "CIRCUIT COURT OF WASHTENAW COUNTY, MICH." is written around the perimeter. In the center of the seal, there is a star and some smaller, less legible text.

Stipulated as to form:

/s/ Kelly R. Houk
Kelly R. Houk (P77666)
Attorney for Defendant Gilead Sciences, Inc.
Date: July 19, 2023

/s/ Kanwarpreet S. Khahra (with permission)
Kanwarpreet S. Khahra (P80253)
Attorney for Plaintiffs
Date: July 19, 2023