



---

2000 Decisions

Opinions of the United  
States Court of Appeals  
for the Third Circuit

---

2-29-2000

## USA Ex Rel Merena v. Smithkline Beecham

Follow this and additional works at: [https://digitalcommons.law.villanova.edu/thirdcircuit\\_2000](https://digitalcommons.law.villanova.edu/thirdcircuit_2000)

---

### Recommended Citation

"USA Ex Rel Merena v. Smithkline Beecham" (2000). *2000 Decisions*. 40.  
[https://digitalcommons.law.villanova.edu/thirdcircuit\\_2000/40](https://digitalcommons.law.villanova.edu/thirdcircuit_2000/40)

This decision is brought to you for free and open access by the Opinions of the United States Court of Appeals for the Third Circuit at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in 2000 Decisions by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository.

Filed April 21, 2000

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

No. 98-1497

UNITED STATES OF AMERICA EX REL.  
ROBERT J. MERENA

v.

SMITHKLINE BEECHAM CORPORATION

United States of America,  
Appellant

No. 98-1498

UNITED STATES OF AMERICA EX REL.  
KEVIN J. SPEAR; THE BERKELEY COMMUNITY LAW  
CENTER; JACK DOWDEN

v.

SMITHKLINE BEECHAM CLINICAL LABORATORIES, INC.

United States of America,  
Appellant

No. 98-1499

UNITED STATES OF AMERICA EX REL.  
GLENN GROSSENBACHER; CHARLES W. ROBINSON, JR.

v.

SMITHKLINE BEECHAM CLINICAL LABORATORIES, INC.

United States of America,  
Appellant

ON APPEAL FROM THE  
UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA  
(Dist. Ct. No. 93--cv--5974)  
District Judge: The Honorable Donald W. VanArtsdalen

Argued: March 5, 1999

Before: ALITO, McKEE, AND GARWOOD,\* Circuit Judges

(Opinion Filed: February 29, 2000)

ORDER AMENDING SLIP OPINION

The slip opinion in this case is amended as follows:

1. In the first sentence of Part IA of the opinion, the phrase "had adopted a scheme" is amended to read "had adopted the following scheme."
2. In the second sentence of Part IA of the opinion, the words "Specifically, the government suspected that" are deleted and the word "the" preceding the word "laboratories" is capitalized.
3. The paragraph indentation between the second and third sentences of Part IA of the opinion is eliminated.

BY THE COURT:

Samuel A. Alito  
Circuit Judge

---

\* The Honorable Will L. Garwood, Senior Circuit Judge for the United States Court of Appeals for the Fifth Circuit, sitting by designation.

A True Copy:

Teste:

Clerk of the United States Court of Appeals  
for the Third Circuit

□