

NO.: NNH-CV-14-6050848-S

ZHAOYIN WANG,	:	SUPERIOR COURT
Plaintiff,	:	
	:	
v.	:	J.D. OF NEW HAVEN
	:	AT NEW HAVEN
BETA PHARMA, INC., DON ZHANG AND	:	
ZHEJIANG BETA PHARMA CO., LTD.,	:	
Defendants.	:	MARCH 29, 2016

MOTION TO DISQUALIFY OPPOSING COUNSEL

Defendants Beta Pharma, Inc. (“Beta Pharma”) and Don Zhang (“Zhang”) (together, “Defendants”) hereby move to disqualify Jonathan Katz, Esq. (“Katz”) from representing plaintiff Zhaoyin Wang (“Plaintiff”) because Katz has teamed up with Lance Liu, Esq. (“Liu”), Defendants’ former attorney (and Director of Legal Affairs), who counseled Defendants on the very matters at issue in this case. Defendants file herewith the following: (1) A Memorandum of Law in support of this Motion, together with supporting affidavits and exhibits; and (2) a Motion for Protective Order, which seeks a Protective Order to govern the use and disclosure of attorney-client privileged, work product, and confidential documents that may be submitted in support of this Motion.

As explained in the Memorandum of Law, Katz’s joint representations and consulting relationships with Liu have created ample opportunities for Liu to disclose Defendants’ confidential and privileged information to Katz. Accordingly, there is an irrebuttable presumption that Katz received Defendants’ confidential information. Katz must therefore be disqualified from representing Plaintiff.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following counsel of record by email this 29th day of March, 2016.

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/s/
Michael G. Caldwell (juris no. 421880)