

ALLEGED ON ADEQUACY OF WITNESSES

Mr. Judge:

Denis Bernardo Sanchez, holder of ID No. 24450782, in its own right, with domicile in Zabala 2443 4th Street "10" CABA, together with my lawyers sponsors, **Felipe Castro RIGLOS** T ° 87 ° 302 F CPACF, residing Electronic 27273754933 and **Bengt Martin HÖGBERG**, T ° F 130 ° 628 CPACF, electronic address 20190392385, keeping our procedural address at Av. Paseo Colón 1019 16 ° "D" of this city, in the case " **SANCHES, DENIS BERNARDO C / MONTE VERDE SA AND OTHER S / DISMISSAL** "Expte. No **27009/2016**, VS respectfully say:

I. PURPOSE

In accordance with art. 90 of the LO (Law 18,345) I come to plead on Witness suitability Luis Alberto Ghio who gave his statement on March 16, 2018 and looks to fs. 858.

II. FUNDAMENTALS

First it should be borne in mind regarding this testimony that Mr. Luis Alberto Ghio is currently working as an employee of one of the co-defendants in these proceedings, that is, to Monte Verde SA, which makes seriously suspect will avoid making a statement that harms your employer, the risk of being punished for this, eg fired or suspended.

In another vein we may suspect that the witness noted for its long Monte Verde SA seniority and his employment status and membership feel duty loyalty to the company that is hiring the workforce for over thirty years.

In short, whether out of fear or a sense of loyalty, it should beware that It seeks to benefit from this witness testimony to Monte Verde SA as soon as possible.

But I come not to challenge his testimony in its entirety.

" He does not know who was auditing Bioanalytical Development, who knows Mr. Denis Sanchez did not audit, who knows because there was always and never reports

appeared in the report or signing that audits are generally signed Silvina Bermejo, who does not remember another person who signed the audit. The deponent not recalls that have made claims for the product ASOTREX, which claims understood from the point of view of health, certainly not, because I never had a public health states in this regard that the deponent does not know if the product was ASOTREX subject to any other claim. "

Impugn that passage of his statement as the witness was aware of both the claims made to the company and that the undersigned conducting audits, which are made and signed by more than three people.

also challenged the following assertions made in his statement and step justify:

That he It is presented periodically to work at the plant in Villa Martelli.

Likewise, states that both belonged to the company and Monte Verde

Laboratorios Raffo unknown, what is false because in the heading of fs. 55 fs. 56

Record ANMAT No. 1-0047-0000-013211-14-1 know that the address Agustin Alvarez 4147, Villa Martelli, Buenos Aires, belongs to the establishment Raffo Laboratory SA (recorded in Minutes of 12.18.2014. This home belongs to RAFFO SA, as access to labor income Agustin Alvarez 4145, the reception I received medical certificate contributed to the file. In addition, I worked at the plant for RAFFO LABORATORIES SA AND MONTE VERDE SA Which also said WITNESSES ENRIQUE CICCIOLOI in his testimony.

GHIO He SAYS NO TO KNOW RAFFO LABORATORIES SA WHAT IT IS TRUE, AS WAS WITNESS ON THE RECORD 25945/2015

caratulado " SANCHEZ DENIS S / scalping ", Request for Opinion ANTE

The Court of Instruction No. 40 JUDGE BY CARLOS RODOLFO

Cresseri based in Talcahuano Street 550 CABA WHERE AS PART

TEST THE COMPLAINT IS PROVIDED BY PRESENTS AN EXCHANGE

OF EMAILS BETWEEN GHIO LUIS AND PERSONNEL RAFFO SA

REFERRING TO MYSELF, which can be read subject: MONTE

GREEN / SA RAFFO date: Monday September 29, 2014, 6:49 pm

In the file mentioned declares Mr. Ghio as a witness, along with staff RAFFO SA, in an action carried out by Laboratorios Raffo SA Thus, no You are denying knowing the company and some of its staff.

On December 16, 2014, Mr. Ghio spoke at a HEARING MEDIATION, RAFFO REQUIRED BY LABORATORIES SA / MONTE VERDE SA IN THE REQUESTING PARTICIPATING AS PROXY. The original I find 88539/2014 on record at the National Labor Court No. 23 quote in street Peron 990, 1st floor. A copy provided to this record.

They started the civil self-fulfilling measure of precaution to refrain me mention what happened on the ground Martelli and / or Raffo and Monte Verde, which consists in exp. 88539/2014 the Labor Court No. 23. Copy contributed to this record.

Mr. Ghio He claims to have repeatedly resorted Plant Villa Martelli. Same plant that Technical Director Enrique Ciccioli refers (plant Laboratorios Raffo SA) in the testimony of this case, in which the **director Technical Enrique Ciccioli claims to be co-worker in Sanchez Denis Raffo SA company**

ANMAT same plant inhibited in part and informed the TECHNICAL DIRECTOR Enrique Ciccioli (Raffo Laboratorios SA Villa Martelli) in foja record 14 1-0047-0000-013211-14-1, you located in INAME and copy this file

Mr. Ghio KNOW THE LABORATORY RAFFO DENIES AND He mentioned in his testimony that serves as operations manager and is responsible for foreign trade departments, PLANT VILLA MARTELLI, shopping, Planning and Plant Tortuguitas. PLANT PRODUCTION OF VILLA MARTELLI SA BELONGED A historically RAFFO during the period in question. So does ASOTREX PRODUCT THAT EXPRESSES NO PREJUDICE And this is marketed under the NAME OF LABORATORY RAFFO. ATTACHED COPY OF ADVERTISING COMPANY. http://www.raffo.com.ar/producto_/9/ASOTREX_



In addition, Mr. Ghio **denies knowing the Raffo Laboratory**, which it is false, and that the testimony of Mrs. Maria Cecilia Rodriguez, holder of ID No.

30494798, Director of Evaluation and Control of Biological and Radiopharmaceutical INAME at No. 43204/2015 record caratulada "Raffo SA and other s / inf Law 16463" in the Federal Court for Criminal and Correctional Matters No. 1 of San Isidro, temporarily in charge of Dr. Adrian Gonzalez Charvay, Secretary No. 1 and attached as evidence in this case.

Maria Cecilia Rodriguez talks about the existence of the agreement between Laboratories Raffo, Asofarma and Monte Verde. Where is assigned to Laboratorios Raffo storage, marketing and distribution. So Mr. Ghio as operational manager hardly you can ignore the agreement which is responsible operationally, it should be noted that it was based on the testimony of senior staff ANMAT. In addition, Mrs. Rodriguez mentioned problems with the product ASOTREX in the past, so Mr. Ghio not can disregard said problems, since the above standards require that management (including the Operations Department where Mr. Ghio claims belong more than 30 years) are involved in processes to ensure quality,

1.3 of disp. 2918/04.

Similarly, it is unlikely that Mr. Ghio has had no contact with Raffo Laboratorios documentation because when visiting the Villa Martelli plant once week as stated in his testimony, he had to have noticed the existence of such documentation and be aware of the operations as handled mostly information about Raffo and a lower percentage of Monte Verde information, this it reflected in volumes of goods. In addition, most products

marketed by RAFFO are manufactured exclusively by Monte Verde SA

As seen with ASOTREX and nimodipine 30 mg GHIO mentioned.

Mr. Ghio, REPRESENT WORKING 30 YEARS AGO AND PICO IN COMPANY MONTE VERDE SA, when in fact the company was established in 1996, AS CONSISTENCY AFIP

Mr. Ghio It states that the Quality Assurance Department was not industry indicated to address the claims and that this was the sector Medical Department or Technical Management, which are the only ones qualified.

Contrary to the statement in the testimony of Mrs. Silvina Bermejo, which confirms that actually he had a person who was assigned the management of claims, which was responsible for filing claims and manage them, it was Mrs. Carolina Villaverde responsible for carrying out such management (copy attached testimony of Ms. Silvina Bermejo).

In addition, the 2372/08 available at point 43.13 the Guide inspectors requesting claims handling department quality assurance, such copies

claims managed by CAROLINA MORALES JUAN VILLAVERDE Y among others

No. 43204/2015 found in SI No. 1 J federal records and 25945/2015 J.

Instruction No. 40 Talcahuano 550.

Mr. Ghio He alleges that knows Mr. Jorge Belluzzo because it is the manager General Monte Verde when the file No. 25945/2015 Reporting

Captioned: "SANCHEZ DENIS S / scalping", IN COURT

Instruction No. 40 JUDGE BY RODOLFO CARLOS Cresseri located

in street Talcahuano 550, Mr. Jorge Belluzzo " **It is presented as General Manager Laboratorios Raffo SA in its own right and on behalf of laboratories**

Raffo .. "(copy attached to this file) GHIO can not ignore LUIS A

RAFFO and staff, DECLARE AS WITNESSES RAFFO the cause criminal mentioned.

Audits are signed all the people who participate in them and usually four to five people. In which the undersigned participated was signed between that number people, ie four to five.

Firms act in the presentation of the first sheet of each audit report / Self-inspection.

III. PETICIONA

Por lo expuesto solicito a V.S. tenga presente este alegato sobre la idoneidad del testigo Luis Alberto Ghio al momento de dictar sentencia.

Proveer de conformidad,

SERÁ JUSTICIA

SANCHEZ

Sergio Martín Higueras
Abogado
T*12071992 C.P.A.C.F.
T*LVV917CALP