

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

IN RE ABBOTT LABORATORIES INFANT)
FORMULA SHAREHOLDER) Case No. 22 CV 5513
DERIVATIVE LITIGATION) Hon. Manish S. Shah
)
)

DECLARATION OF JOSHUA RABINOVITZ

I, Joshua Rabinovitz, pursuant to 28 U.S.C. § 1746, hereby declare as follows: I am a partner with the law firm of Kirkland & Ellis LLP and counsel for Defendants in the above-captioned action. I submit this Declaration to place before the Court certain documents that are referenced in Defendants' reply brief in support of their motion to dismiss and are of public record.

1. Attached hereto as **Exhibit 81** is a true and correct copy of Abbott Laboratories' SEC Form 10-K for the fiscal year ending on December 31, 2021, filed on Feb. 18, 2022. It is publicly available on the SEC's EDGAR website, at:

<https://www.sec.gov/ix?doc=/Archives/edgar/data/0000001800/000110465922025141/abt-20211231x10k.htm>.

2. Attached hereto as **Exhibit 82** is a true and correct copy of a Warning Letter issued by the FDA to Abbott Laboratories, dated April 12, 2017. It is publicly available on the FDA's website, at:

<https://www.fda.gov/inspections-compliance-enforcement-and-criminal-investigations/warning-letters/abbott-st-jude-medical-inc-519686-04122017>.

3. Attached hereto as **Exhibit 83** is a true and correct copy of Abbott Laboratories' Annual Report for 2022. It is publicly available on the SEC's EDGAR website, at:

https://www.sec.gov/Archives/edgar/data/1800/000130817923000249/abt_2022annualreport.pdf.

4. Attached hereto as **Exhibit 84** is a true and correct copy of Abbott Laboratories' proxy statement for its 2022 shareholders' meeting. It is publicly available on the SEC's EDGAR website, at: <https://www.sec.gov/Archives/edgar/data/1800/000120677422000778/abt3910011-def14a.htm>.

5. Attached hereto as **Exhibit 85** is a true and correct copy of Abbott Laboratories' SEC Form 8-K dated May 2, 2023. It is publicly available on the SEC's EDGAR website, at: https://www.sec.gov/ix?doc=/Archives/edgar/data/0000001800/000110465923054706/tm2314308d1_8k.htm.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated: March 25, 2024

/s/ Joshua Z. Rabinovitz
Joshua Z. Rabinovitz