

3540 Valley Circle
Birmingham, AL 35243
May 14, 2010

Clerk of the Court
Somerset County Courthouse
20 North Bridge Street
Somerville, New Jersey 08876-1262

reference: IN RE MERCK & CO. INC. SHAREHOLDER LITIGATION
Consolidated Docket No. HNT-C-14008-09

Dear Sir;

The papers dated April 15, 2010 I received a few days ago notifying me of the Settlement Hearing for the above referenced case has a serious legal error that must be corrected. Section VIII on objecting to the settlement only allows persons objecting to appear in person or via their attorney on the date of the Hearing. That is wrong and violates not only my rights but the rights of all interested shareholders in Merck. Since this case concerns persons over a wide geographic area it is not practical for most to travel to the court or enrich a lawyer. Failure to allow written only objections adds credence to the charge that the case is rigged in favor of the plaintiffs' lawyers who only seek large financial gain at shareholder expense for no beneficial or credible work.

As a long term shareholder in Merck I therefore demand the following:

- That a revised notice be sent to all parties in this case advising them of the error and of their right to submit written only objections. The un-reimbursable costs of which are to be shared by those committing the error.
- That the date of the hearing be rescheduled to permit adequate mailing and response time from interested parties.

I should point out that the court and the referenced law firms for this case of GARDY & NOTIS, LLP, LITE DEPALMA GREENBUERG, LLC, DAY PITNEY, LLP, and LOWENSTEIN SANDLER PC are paid very high sums of money for perfection. There is no excuse for any error or imperfection. It is shameful and a disgrace.

Sincerely yours,

Kenneth A. Kuhn

cc: Gardy & Notis LLP, Lite Depalma Greenburg, LLC