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January 20, 2016

The Honorable Leonard P. Stark  
United States District Court  
844 North King Street  
Wilmington, Delaware 19801

VIA ELECTRONIC FILING

Re: Meda Pharmaceuticals Inc. and Cipla Ltd. v. Apotex Inc. and Apotex Corp.,  
C.A. No. 14-1453-LPS

Dear Chief Judge Stark:

I am counsel for Plaintiffs Meda Pharmaceuticals Inc. and Cipla Ltd. but am writing on behalf of all the parties in the above-captioned case. We specifically write to alert the Court of a recent development that likely will impact the upcoming Markman hearing scheduled for February 4, 2016, and to request an adjournment of that proceeding (D.I. 72).

Plaintiffs expect that U.S. Patent Application No. 14/661,720 will issue as a U.S. patent in the next 2-3 weeks. The Patent Application is in the same family of the two patents-in-suit currently, and contains overlapping subject matter with them. Once the new patent issues, Plaintiffs intend to file an amended complaint to add this additional patent to the case. The parties are currently negotiating a revised schedule that will preserve the current trial date for the Court's consideration. Defendants, however, will only agree to the addition of the new patent and a revised schedule if Plaintiffs agree to reduce the total number of claims asserted in this case. Plaintiffs anticipate reaching a resolution regarding the reduction of claims in an effort to avoid motion practice.

Although Plaintiffs do not foresee the need to construe any additional claim terms, we understand that the Court may prefer to add the new patent to the case and allow all the parties an opportunity to identify and brief any additional claim construction issues before holding a Markman hearing. Defendants may have additional claim terms requiring construction depending upon what new claims Plaintiffs intend to assert.

Accordingly, the parties respectfully request that the Court adjourn the scheduled Markman hearing until the week of April 8, 2016, subject to the Court's availability.

Respectfully,

/s/ Andrew C. Mayo

Andrew C. Mayo (#5207)

ACM/nlm

cc: All counsel of record (via electronic mail)