

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

LEONARD P. STARK
UNITED STATES DISTRICT JUDGE

U.S. COURTHOUSE
844 N. KING STREET
UNIT 26
WILMINGTON, DE 19801-3555

October 30, 2019

VIA CM/ECF
All Counsel of Record

**Re: *Bayer Healthcare LLC, et al. v. Apotex Inc., et al.*, C.A. No. 16-1221-LPS
(Consolidated)**

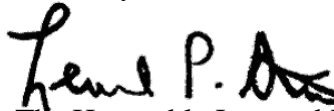
Dear Counsel:

I appreciate your letter and recognition of the challenges involved in adhering to the trial schedule I had previously given you.

At this point, I expect to preside over a patent jury trial during the week of November 18. Given this, the options I see are: (i) your bench trial is held late in the day (e.g., 4-7 pm) on November 18, 19, 21, and 22 as well as (if necessary) Saturday, November 23; (ii) the parties unanimously consent to the jurisdiction of a magistrate judge, who would handle this case on its current schedule; or (iii) the parties jointly request a new trial date and advise the Court of the number of trial hours requested, after which you would work with my chambers to find new dates that work for everyone.

Please meet and confer and let me know by tomorrow, October 31, which of these courses of action the parties prefer.

Sincerely,



The Honorable Leonard P. Stark