

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

1201 NORTH MARKET STREET
P.O. BOX 1347
WILMINGTON, DELAWARE 19899-1347

(302) 658-9200
(302) 658-3989 FAX

October 30, 2019

The Honorable Leonard P. Stark
U.S. District Court for the District of Delaware
844 North King Street
Wilmington, DE 19801

VIA ELECTRONIC FILING

Re: *Bayer HealthCare LLC v. Apotex Inc.*,
C.A. No. 16-1221-LPS (D. Del.) (Consolidated)

Dear Chief Judge Stark:

We write on behalf of the parties in the above-captioned matter. We appreciate the Court's consideration regarding the trial schedule.

After meeting and conferring to discuss the Court's October 30, 2019 letter, D.I. 136, the parties have decided to jointly request a new trial date. The parties request twelve hours per side, subject to the Court's schedule. Given the need to reschedule trial, the parties request that the November 1, 2019 deadline for filing the pretrial order be postponed until December 13, 2019. The parties will work with the Court's chambers to identify mutually acceptable pretrial conference and trial dates. A stipulation and proposed order consistent with this letter is attached.

We are available for a teleconference at the Court's convenience to discuss these issues.

Respectfully,

/s/ Anthony D. Raucci

Anthony D. Raucci (#5948)

Enclosure

cc: Clerk of Court (Via Hand Delivery)
All Counsel of Record (Via Electronic Mail)