

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

TEVA PHARMACEUTICALS)
INTERNATIONAL GMBH and)
TEVA PHARMACEUTICALS USA, INC.,)
)
Plaintiffs,)
)
v.)
)
ELI LILLY AND COMPANY,)
)
Defendant.)
)

Case No. 1:18-cv-12029-ADB

NOTICE REGARDING PRIOR ART SEARCHES

Pursuant to the Court’s August 9, 2021, Order (Dkt. 137), Defendant Eli Lilly and Company (“Lilly”) hereby gives notice that it will not rely on its own prior art searches to demonstrate that the Tan Thesis could not have been located with a reasonable search in connection with Lilly’s prior art invalidity defense or Teva’s estoppel argument.

Dated: August 16, 2021

Respectfully submitted,

Eli Lilly and Company

By its attorneys,

/s/ Andrea L. Martin
Andrea L. Martin (BBO 666117)
BURNS & LEVINSON LLP
125 High Street
Boston, MA 02110-1624
(617) 345-3000
amartin@burnslev.com

William B. Raich
Danielle A. Duszczyszyn
Denise Main
Pier D. DeRoo
Daniel F. Roland
Matthew Luneack
Yoonjin Lee
Amana Abdulwakeel
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP
901 New York Avenue, NW
Washington, DC 20001-4413
William.Raich@finnegan.com
Danielle.Duszczyszyn@finnegan.com
Denise.Main@finnegan.com
Pier.DeRoo@finnegan.com
Daniel.Roland@finnegan.com
Matthew.Luneack@finnegan.com
Yoonjin.Lee@finnegan.com
Amana.Abdulwakeel@finnegan.com

Charles E. Lipsey
Ryan O'Quinn
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP
1875 Explorer Street
Suite 800
Reston, VA 20190-6023
Charles.Lipsey@finnegan.com
Oquinnr@finnegan.com

Emily R. Gabranski (BBO 694417)
Marta Garcia Daneshvar
Lulu Wang (BBO 704042)
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP
2 Seaport Lane
Boston, MA 02210-2001
Emily.Gabranski@finnegan.com
Marta.Garcia@finnegan.com
Lulu.Wang@finnegan.com

*Attorneys for Defendant
Eli Lilly and Company*

CERTIFICATE OF SERVICE

I, Andrea L. Martin, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on August 16, 2021.

/s/Andrea L. Martin

Andrea L. Martin, Esq.