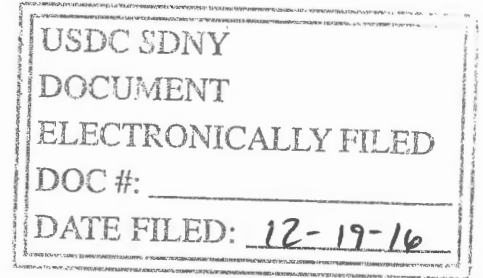


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December 16, 2016

VIA EMAIL AND OVERNIGHT DELIVERY

Hon. Paul A. Crotty
United States District Judge
Daniel Patrick Moynihan United States
Courthouse
500 Pearl Street, Room 735
New York, NY 10007
crottynysdchambers@nysd.uscourts.gov

SO ORDERED:

Paul A. Crotty 12-19-16
HON. PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE

Re: *Kowa Company, Ltd. et al. v. Amneal Pharmaceuticals LLC, et al.*, Case Nos. 14-cv-2758 (PAC); 14-cv-2759 (PAC); 14-cv-2760 (PAC); 14-cv-5575 (PAC); 14-cv-7934 (PAC); and 15-cv-3935 (PAC);
Defendants' filing of proposed findings and motions in limine under seal

Dear Judge Crotty:

✓ This firm represents Defendant Orient Pharma. Co., Ltd. in Civil Action No. 14-cv-2759 (PAC). We write on behalf of all Defendants in related Civil Action Nos. 14-cv-2758 (PAC); 14-cv-2759 (PAC); 14-cv-2760 (PAC); 14-cv-5575 (PAC); 14-cv-7934 (PAC); and 15-cv-3935 (PAC) and request this Court's permission to file 14 documents under seal.

Pursuant to the Court's Scheduling Order, the Pre-trial Order and associated documents will be filed in the above cases today.

Defendants also intend to file separately the below documents associated with the Pre-trial Order:

1. Defendant Amneal's Proposed Findings of Fact and Conclusions of Law Related to Noninfringement of the '993 Patent.
2. Defendant Apotex's Proposed Findings of Fact and Conclusions of Law Related to Noninfringement of the '993 Patent.

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3. Defendant Lupin's Proposed Findings of Fact and Conclusions of Law Concerning Noninfringement Lupin's ANDA Product.
4. Defendant Orient's Proposed Findings of Fact and Conclusions of Law Related to Noninfringement of the '993 Patent.
5. Defendant Sawai's Proposed Findings of Fact and Conclusions of Law Related to Noninfringement of the '993 Patent.
6. Defendant Zydus's Proposed Findings of Fact and Conclusions of Law Related to Noninfringement of the '993 Patent.
7. Sawai's deposition designations for witnesses Sawai may call by deposition.
8. Defendants' Proposed Findings and Conclusions Re: Obviousness Under Section 103 of the Patent Act
9. Defendants' Proposed Findings and Conclusions Re: Anticipation and Obviousness of Asserted "Form A" Claims
10. Defendants' Proposed Findings and Conclusions Re: Secondary Considerations of Obviousness Regarding the '336 and '993 Patents
11. Defendant Lupin and Zydus' Proposed Findings of Fact and Conclusions of Law Re: Invalidity of The Amorphous Claims

Defendants also intend to file the following three motions in limine today in these related matters:

1. Defendants' Motion In Limine to Preclude Testimony of Plaintiffs' Experts Dr. Stephen R. Byrn and Dr. James A. Kaduk on Opinions Not Disclosed in Their Initial Expert Reports;
2. Defendants' Motion In Limine to Preclude Testimony of Plaintiffs' Infringement Experts; and
3. Defendant Amneal Pharmaceuticals, LLC's Motion in Limine to Exclude Expert Testimony for Refusal to Provide Deposition of the Expert

All of these filings, as well as their supporting briefs and exhibits, contain Plaintiffs' and Defendants' Confidential or Highly Confidential – Attorneys' Eyes Only Material, such as information related to technical aspects of their clients' products and financial information, the disclosure of which to the general public would be harmful to the parties. The Confidentiality and Protective Order governing these related actions specifically allows parties to file materials containing such confidential information under seal. Defendants therefore believe it is appropriate to file these proposed findings of fact

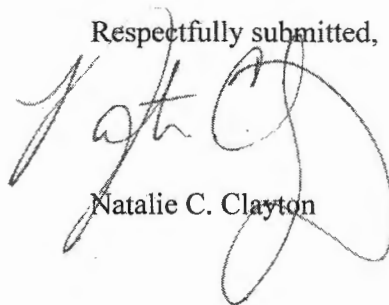
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and conclusions of law as well as the three motions in limine under seal. *See* Confidentiality and Protective Order ¶ 9, D.I. 58 in C.A. No. 14-cv-2759 (PAC). Defendants respectfully request that this Court permit the filing of the proposed findings of fact and conclusions of law and the three motions in limine under seal.

Defendants will comply with this this Court's Local Rules and CM/ECF procedures and file redacted copies of the above today.

Respectfully submitted,



Natalie C. Clayton

cc: All counsel of record in C.A. Nos.:
14-cv-2758 (PAC);
14-cv-2759 (PAC);
14-cv-2760 (PAC);
14-cv-5575 (PAC);
14-cv-7934 (PAC); and
15-cv-3935 (PAC)

SO ORDERED

PAUL A. CROTTY
United States District Judge

Dated: New York, New York
_____, 20__