

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

NOVARTIS PHARMACEUTICALS)
CORPORATION and NOVARTIS AG,)
Plaintiffs,)

v.

C.A. No. 14-1043-RGA

BRECKENRIDGE PHARMACEUTICAL, INC.,)
Defendant.)

NOVARTIS PHARMACEUTICALS)
CORPORATION and NOVARTIS AG,)
Plaintiffs,)

v.

C.A. No. 14-1196-RGA

ROXANE LABORATORIES, INC.,)
Defendant.)

NOVARTIS PHARMACEUTICALS)
CORPORATION and NOVARTIS AG,)
Plaintiffs,)

v.

C.A. No. 14-1289-RGA

PAR PHARMACEUTICAL, INC.,)
Defendant.)

VIDEOTAPED DEPOSITION OF MARK J. RATAIN, M.D.
Monday, April 11, 2016
Chicago, Illinois

Reporter by:
Janice M. Kocek, CSR, CLR
Job No. 105588

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April 11, 2016
9:35 a.m.

The videotaped deposition of MARK J. RATAIN, M.D., held at the offices of LATHAM & WATKINS, 330 North Wabash Avenue, Chicago, Illinois, pursuant to Notice, before Janice M. Kocek, a Certified Court Reporter, Certified LiveNote Reporter, a and a Notary Public of the State of Illinois.

1 A P P E A R A N C E S:

2
3 FITZPATRICK, CELLA, HARPER & SCINTO
4 Attorneys for Plaintiff Novartis
5 Pharmaceuticals Corporation and Novartis AG
6 1290 Avenue of the Americas
7 New York, New York 10104
8 BY: CHARLOTTE JACOBSEN, ESQ.
9 SUSANNE FLANDERS, ESQ.

10
11 GOODWIN PROCTER
12 Attorneys for Defendant Roxane Laboratories, Inc.
13 620 Eighth Avenue
14 New York, New York 10018
15 BY: NAOMI BIRBACH, ESQ.
16 (appared telephonically)

17
18 LATHAM & WATKINS
19 Attorneys for Par Pharmaceutical, Inc.
20 330 North Wabash Avenue
21 Chicago, Illinois 60611
22 BY: BRENDA DANЕК, ESQ.

23
24 ALSO PRESENT:

25 RENATO VELARDE, Legal Video Specialist

1 M. RATAIN, M.D.

2 THE VIDEOGRAPHER: This is the start
3 of DVD labeled Number 1 of the videotaped
4 deposition of Mark J. Ratain, M.D., in the
5 matter of Novartis Pharmaceuticals
6 Corporation versus Breckenridge
7 Pharmaceutical, Incorporated, Case Number
8 14-1043-RGA; and Novartis Pharmaceuticals
9 Corporation versus Roxane Laboratories,
10 Incorporated, Case Number 14-1196-RGA;
11 and Novartis Pharmaceuticals Corporation
12 versus Par Pharmaceuticals, Incorporated,
13 Case Number 14-1289-RGA in the United
14 States District Court for the District of
15 Delaware.

16 This deposition is being held at
17 Latham & Watkins, LLP, 330 North Wabash,
18 Chicago, Illinois, on April 11, 2016, at
19 approximately 9:35 a.m.

20 My name is Renato Velarde. I'm the
21 legal video specialist from TSG Reporting,
22 Incorporated, headquartered at 747 Third
23 Avenue, New York, New York. The court
24 reporter is Janice Kocek in association
25 with TSG Reporting.

1 M. RATAIN, M.D.

2 Will counsel please introduce
3 yourself?

4 MS. JACOBSEN: Charlotte Jacobsen
5 from Fitzpatrick on behalf of the
6 plaintiffs; and with me is
7 Susanne Flanders, also from Fitzpatrick.

8 MS. DANEK: Brenda Danek from
9 Latham & Watkins on behalf of Par.

10 MS. BIRBACH: Naomi Birbach from
11 Goodwin Procter on behalf of Roxane
12 Laboratories.

13 THE VIDEOGRAPHER: Will the court
14 reporter please swear in the witness?

15 (Witness sworn.)

16 M A R K J. R A T A I N , M. D. ,

17 called as a witness, having been duly
18 sworn by a Notary Public, was examined
19 and testified as follows:

20 EXAMINATION BY

21 MS. JACOBSEN:

22 Q. Good morning.

23 A. Good morning.

24 Q. Can you state your full name for the
25 record?

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