

Plaintiffs,)	
)	
v.)	Civil Action No.:
)	2:15-cv-05909-KM-JBC
ACTAVIS LABORATORIES FL, INC., AMNEAL)	
PHARMACEUTICALS LLC, AMNEAL)	
PHARMACEUTICALS OF NEW YORK, LLC,)	
APOTEX CORP., APOTEX INC., CITRON PHARMA)	
LLC, DR. REDDY'S LABORATORIES, INC., DR.)	
REDDY'S LABORATORIES, LTD., MYLAN)	
PHARMACEUTICALS INC., MYLAN, INC., PAR)	
PHARMACEUTICAL, INC., PAR)	
PHARMACEUTICAL COMPANIES, INC., SUN)	
PHARMACEUTICALS INDUSTRIES, LTD., SUN)	
PHARMACEUTICALS INDUSTRIES, INC., TEVA)	
PHARMACEUTICALS USA, INC., WEST-WARD)	
PHARMACEUTICALS CORP., HIKMA)	
PHARMACEUTICALS, LLC, WOCKHARDT BIO AG,)	
WOCKHARDT USA LLC, WOCKHARDT LTD.,)	
HETERO USA INC., HETERO LABS LIMITED UNIT-)	
V, and HETERO LABS LIMITED,)	
)	
Defendants.)	

~~PROPOSED~~ ORDER GRANTING JANSSEN'S MOTION TO SET A HEARING AND CORRECT INVENTORSHIP OF THE '438 PATENT PURSUANT TO 35 U.S.C. § 256 AND AUTHORIZING THE FILING OF A SECOND AMENDED COMPLAINT

THIS MATTER is before the Court on Janssen's Motion ^(ECF no. 176) To Correct Inventorship of the '438 Patent Pursuant to 35 U.S.C. § 256 ("Motion to Correct Inventorship").¹

¹ As used herein, "Janssen" refers collectively to Plaintiffs Janssen Biotech, Inc. ("Janssen Biotech"), Janssen Oncology, Inc. ("Janssen Oncology"), and Janssen Research & Development, LLC ("Janssen R&D"). "Plaintiffs" refers collectively to Janssen and Plaintiffs BTG International Ltd.



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Motion to Correct Inventorship;

Upon Janssen's Memorandum of Law in support of its Motion to Correct Inventorship, dated March 8, 2016; as well as the pleadings and papers filed herein,

IT IS on this 24th day of January, 2016;

ORDERED that Janssen's Motion To Correct Inventorship Of The '438 Patent Pursuant To 35 U.S.C. § 256 is GRANTED in its entirety,

ORDERED that, pursuant to 35 U.S.C. 256, the Director of the United States Patent and Trademark Office shall issue a certificate to correct inventorship of U.S. Patent No. 8,822,438 to include co-inventor, Johann S. de Bono, who was inadvertently not identified as an inventor by error, and

FURTHER ORDERED that Plaintiffs are granted leave to file a ^{an} ~~Second~~ Amended Complaint. *reflecting the change in inventors.*

IT IS SO ORDERED.


HONORABLE KEVIN MCNULTY
UNITED STATES DISTRICT JUDGE