

1 UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF NEW JERSEY

3
4 SANOFI-AVENTIS U.S. LLC,
5 SANOFI-AVENTIS DEUTSCHLAND
6 GMBH, and SANOFI WINTHROP
7 INDUSTRIE,

8 Plaintiffs,

9 vs.

10 MYLAN GMBH, BIOCON LTD.,
11 BIOCON RESEARCH LTD.,
12 BIOCON SDN, BHD., and
13 BIOCON S.A.,

14 Defendants.

CIVIL ACTION NUMBER:

2:17-cv-09105-SRC-CLW

BENCH TRIAL

VOL. 4, Pages 467 - 624

15 Frank R. Lautenberg Post Office and Courthouse
16 Two Federal Square
17 Newark, New Jersey 07102
18 Thursday, December 5, 2019
19 Commencing at 1:10 p.m.

20 **B E F O R E:** **THE HONORABLE STANLEY R. CHESLER,**
21 **UNITED STATES DISTRICT COURT JUDGE**

22 **A P P E A R A N C E S:**

23 **WALSH PIZZI O'REILLY FALANGA LLP**

24 BY: LIZA M. WALSH, ESQUIRE
25 CHRISTINE I. GANNON, ESQUIRE
KATELYN O'REILLY, ESQUIRE
WILLIAM T. WALSH, JR., ESQUIRE
One Riverfront Plaza, Suite 600
Newark, New Jersey 07102

and;

/s/ Lisa A. Larsen, RPR, RMR, CRR, FCRR
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1 **A P P E A R A N C E S:** (Cont'd.)

2

3 **WEIL, GOTSHAL & MANGES LLP**

4 BY: ELIZABETH S. WEISWASSER, ESQUIRE
5 ANISH R. DESAI, ESQUIRE
6 ANNA DWYER, ESQUIRE
7 ANDREW GESIOR, ESQUIRE
8 767 Fifth Avenue
9 New York, New York 10153
10 and;

11 **WEIL, GOTSHAL & MANGES LLP**

12 BY: ROBERT T. VLASIS III, ESQUIRE
13 W. SUTTON ANSLEY, ESQUIRE
14 MATTHEW SIEGER, ESQUIRE
15 SUNDIP KUNDU, ESQUIRE
16 ADAM BANKS, ESQUIRE
17 NATALIE KENNEDY, ESQUIRE
18 2001 M Street NW, Suite 600
19 Washington, DC 20036

20 appeared on behalf of the Plaintiffs;

21 **SAIBER LLC**

22 BY: JEFFREY SOOS, ESQUIRE
23 KATHERINE A. ESCANLAR, ESQUIRE
24 One Gateway Center
25 Tenth Floor, Suite 1000
Newark, New Jersey 07102
and;

WILSON SONSINI GOODRICH & ROSATI P.C.

BY: DOUGLAS H. CARSTEN, ESQUIRE
ELHAM FIROUZI STEINER, ESQUIRE
ARTHUR P. DYKHUIS, ESQUIRE
JAMES P.H. STEPHENS, ESQUIRE
MICHAEL TAYLOR DIMLER, ESQUIRE
12235 El Camino Real
San Diego, California 92130
and;

WILSON SONSINI GOODRICH & ROSATI P.C.

BY: NICOLE STAFFORD, ESQUIRE
900 South Capital of Texas Hwy
Las Cimas IV, 5th Floor
Austin, Texas 78746

appeared on behalf of the Defendants;

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1 **ALSO PRESENT:**

2

IN-HOUSE COUNSEL WITH SANOFI
3 STEPHANIE DONAHUE, ESQUIRE

4

IN-HOUSE COUNSEL WITH MYLAN
5 THOMAS JENKINS, ESQUIRE
 STEVE FLYNN, ESQUIRE
6 MATTHEW GREINER, ESQUIRE

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I N D E X

	<u>DX</u>	<u>CX</u>	<u>RDX</u>
WITNESS: (Plaintiff's Rebuttal)			
ALEXANDER SLOCUM, Ph.D. (Resumed)	471	519	595

E X H I B I T S

(No exhibits were received on the record.)

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1 (PROCEEDINGS held in open court before The
2 HONORABLE STANLEY R. CHESLER, United States
3 District Judge, on December 5, 2019.)

4 THE DEPUTY CLERK: All rise.

5 THE COURT: Be seated, everybody. Good afternoon.

6 MR. DESAI: Good afternoon, Your Honor.

7 THE DEPUTY CLERK: 1:10 start.

8 THE COURT: Good afternoon. All right. Let's
9 proceed.

10 Ready to go?

11 MR. DESAI: Yes.

12 ALEXANDER SLOCUM, PH.D.

13 having been previously duly sworn, testified as follows:

14 DIRECT EXAMINATION

15 (Resumed)

16 BY MR. DESAI:

17 Q. Good afternoon, Dr. Slocum. We'll start off where we
18 were from yesterday, which is -- I think we were wrapping up
19 the discussion of the calculations that you had done.

20 Now, basically, the analysis you've done in this case
21 was injection force, the important design consideration at the
22 time of invention?

23 A. Yes, it was.

24 Q. And have you heard that in some of the testimony, you've
25 read that in some of the testimony at this trial?

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