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October 23, 2018

VIA ECF

The Honorable Cathy L. Waldor
United States Magistrate Judge
District of New Jersey
Martin Luther King Building & U.S. Courthouse
50 Walnut Street, Court Room: 4C
Newark, New Jersey 07101

Re: Sanofi-Aventis U.S. LLC, et al. v. Mylan GmbH, et al.
Civil Action No. 17-cv-9105-SRC-CLW

Dear Judge Waldor:

We, along with Wilson Sonsini Goodrich & Rosati, represent defendants Mylan GmbH and Biocon¹ (collectively, "Defendants") in the above matter.

As directed by the Court during the August 2, 2018 telephone conference, the parties continued to meet and confer regarding the case schedule. We are pleased to report on behalf of all parties that, with a single exception relating to the deadlines for expert reports, the parties have agreed to all other items in the proposed case schedule reflected in Exhibit A.

With respect to the parties' dispute over expert discovery deadlines, Sanofi continues to believe that all such deadlines should be keyed off the Court's Markman decision, as set forth in the scheduling Order entered by Your Honor on December 19, 2017 (ECF No. 23), and Defendants' proposal suggests dates certain.

We respectfully seek Your Honor's approval of the agreed schedule and resolution of the remaining issue in dispute.

¹ "Biocon" refers to Defendants Biocon Ltd., Biocon Research Ltd., Biocon Sdn. Bhd., and Biocon S.A.

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Arnold B. Calmann", with a long horizontal flourish extending to the right.

Arnold B. Calmann

cc: Counsel of record (by CM/ECF)

EXHIBIT A

Proposed Amended Schedule

Event	Previous Deadline	Defendants' Proposed Deadline	Sanofi's Proposed Deadline
Completion of Expert Discovery Relating to Opening <i>Markman</i> submissions pursuant to L. Pat. R. 4.5(b)	July 10, 2018 (T)	October 30, 2018 (Tues)	
Substantial completion of document production (Biocon)	N/A	October 31, 2018 (Wed)	
Parties to file Responsive <i>Markman</i> submissions pursuant to L. Pat. R. 4.5(c)	August 2, 2018 (Th)	November 20, 2018 (Tues)	
Parties to submit proposed Claim Construction Hearing schedule pursuant to L. Pat. R. 4.6	August 10, 2018 (F)	November 28, 2018 (Wed)	
Deadline for motion to amend pleadings	N/A	November 30, 2018 (Fri)	
<i>Markman</i> Hearing	Week of September 10, 2018, subject to Court's availability	Week of December 10, 2018, subject to Court's availability	
Parties to Exchange Opening Expert Reports on issues for which party bears the burden of proof	30 days after the issuance of a claim construction order	30 days after the issuance of a claim construction order, or March 15, 2019 (Fri), whichever is earlier	30 days after the issuance of a claim construction order
Parties to Exchange Rebuttal Expert Reports	60 days after the issuance of a claim construction order	60 days after the issuance of a claim construction order, or April 16, 2019 (Tues), whichever is earlier	60 days after the issuance of a claim construction order
Parties to Exchange Reply Expert Reports	90 days after the issuance of a claim construction order	90 days after the issuance of a claim construction order, or May 15, 2019 (Wed), whichever is earlier	90 days after the issuance of a claim construction order

Event	Previous Deadline	Defendants' Proposed Deadline	Sanofi's Proposed Deadline
Close of Expert Discovery	120 days after the issuance of a claim construction order	120 days after the issuance of a claim construction order, or June 14, 2019 (Fri), whichever is earlier	120 days after the issuance of a claim construction order
Close of Fact Discovery	December 7, 2018	February 28, 2019 (Thurs)	
Parties to submit Final Pretrial Order and proposed October trial dates to the Court		July 10, 2019 (Wed)	
Trial		The parties jointly request a trial in October 2019	
Expiration of the "30-month" stay"	March 18, 2020		