

WARNER CHILCOTT COMPANY, LLC, and)
 HOFFMANN-LA ROCHE INC.,)
)
 Plaintiffs,)
)
 v.)
)
 SUN PHARMA GLOBAL FZE,)
)
 Defendant.)
 _____)

C.A. No. 09-cv-61-LPS
 C.A. No. 10-cv-1085-LPS

**DECLARATION OF JACLYN C. LEVY, ESQ. IN SUPPORT OF
 PLAINTIFFS WARNER CHILCOTT COMPANY, LLC AND
 HOFFMANN-LA ROCHE INC.'S BRIEF IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT OF INFRINGEMENT BY DEFENDANT TEVA**

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Dated: June 22, 2012

I, Jaclyn C. Levy, declare as follows:

1. I am an attorney at the law firm of Richards, Layton & Finger, P.A., counsel representing Plaintiffs Warner Chilcott Company, LLC, and Hoffmann-La Roche, Inc. (“Plaintiffs”) in the above-captioned action.
2. I am admitted to practice before this Court.
3. I submit this declaration in support of Plaintiffs’ Brief In Support of Motion For Summary Judgment of Infringement. Unless otherwise stated, the matters contained in this declaration are of my own personal knowledge and, if called as a witness, I could and would testify competently to the matters set forth herein.
4. Attached hereto as Exhibit A is a true and correct copy of U.S. Patent No. 7,192,938 (“the ‘938 patent”).
5. Attached hereto as Exhibit B is a true and correct copy of U.S. Patent No. 7,718,634 (“the ‘634 patent”).
6. Attached hereto as Exhibit C is a true and correct copy of Amended Opinion, *Hoffmann-La Roche Inc. v. Apotex Corp., et al.*, 07-4582 (consolidated), Docket No. 258 (D. N. J., Sept. 2, 2010), at 6, 8.
7. Attached hereto as Exhibit D is a true and correct copy of Nov. 18, 2011 Reply Expert Report of John Bilezikian, M.D.
8. Attached hereto as Exhibit E is a true and correct copy of Actonel® Full Prescribing Information, Sections 2.1-2.2 (PGOAM0175599-640).
9. Attached hereto as Exhibit F is a true and correct copy of Teva Form FDA 356h (TRM0000214-15).

10. Attached hereto as Exhibit G is a true and correct copy of Teva's Notice of Paragraph IV certification for the '938 patent, dated August 12, 2008.
11. Attached hereto as Exhibit H is a true and correct copy of Teva's Notice of Paragraph IV certification for the '634 patent, dated December 10, 2010.
12. Attached hereto as Exhibit I is a true and correct copy of Teva Abbreviated New Drug Application (ANDA) Amendment, Comparison (TRM0000311-314, 341, 398-449).
13. Attached hereto as Exhibit J is a true and correct copy of Teva ANDA Amendment, Full Prescribing Information (TRM0046051-77).
14. Attached hereto as Exhibit K is a true and correct copy of Teva ANDA Amendment Section 1.14.1 (TRM0000346).
15. Attached hereto as Exhibit L is a true and correct copy of Teva ANDA, Section 2.3 (TRM0007031-67).
16. Attached hereto as Exhibit M is a true and correct copy of Teva Specifications, ANDA Section 3.2.P.5.1 Specifications (TRM0007500-03).

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed on June 22, 2012 in Wilmington, Delaware.


Jaelyn C. Levy (#5631)

CERTIFICATE OF SERVICE

I hereby certify that, on June 29, 2012, I electronically filed the foregoing document with the Clerk of Court using CM/ECF, which will send notification of such filing(s), and have sent a true and correct copy by electronic mail to the following:

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