IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

KING PHARMACEUTICALS RESEARCH AND DEVELOPMENT, INC., ASTELLAS U.S. LLC and ASTELLAS PHARMA US, INC., Plaintiffs, v. SICOR INC. and SICOR PHARMACEUTICALS, INC., Defendants.	Civil Action No.: 05-0337-SLR

STIPULATION

Plaintiffs King Pharmaceuticals Research and Development, Inc., Astellas US LLC and Astellas Pharma US, Inc. (collectively, "Plaintiffs") and Defendants Sicor, Inc. and Sicor Pharmaceuticals, Inc. (collectively "Defendants"), hereby stipulate and agree, subject to the approval of the Court, that the following facts are undisputed:

1. Sicor Pharmaceuticals, Inc. filed Abbreviated New Drug Application No. 77-426 ("Sicor's ANDA") with the Food and Drug Administration ("FDA"), seeking approval for the commercial manufacture, use and sale of adenosine as an adjunct to thallium-201 myocardial perfusion scintigraphy in patients unable to exercise adequately ("Adenosine Injection USP").

2. Defendants admit that making, using, offering to sell, importing, or selling Sicor's Adenosine Injection USP in the United States would infringe asserted claims 1, 3-12, 17, 18, 20-26 and 43 of United States Patent No. 5,070,877 ("the '877 patent"). This admission is without

prejudice to Defendants' allegations that asserted claims 1, 3-12, 17, 18, 20-26 and 43 of the '877 patent are invalid.

SO STIPULATED:

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SO ORDERED this ____ day of May, 2006.

_____
U.S. District Court Judge