IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ASTRAZENECA AB, AKTIEBOLAGET HÄSSLE, KBI-E, INC., KBI INC., and ASTRAZENECA LP, Plaintiffs,	)	
v.	)	C.A. No. 06-358 (SLR)
DEXCEL LTD., DEXXON LTD., DEXCEL PHARMA TECHNOLOGIES LTD., and DEXCEL PHARMA TECHNOLOGIES, Defendants.	)	

DEFENDANTS' NOTICE THAT THEY WILL NOT CONTEST THE VALIDITY AND/OR ENFORCEABILITY OF THE '505 AND '230 PATENTS

Defendants hereby give notice that they will not contest the validity and/or enforceability of any claim of U.S. Patent Nos. 4,786,505 ("the '505 patent") and 4,853,230 ("the '230 patent") in this action. This statement is not intended to be and should not be construed as an admission that the '505 patent and the '230 patent are valid and/or enforceable.

Defendants expressly reserve the right to defend this action or any other action for infringement of the '505 patent or the '230 patent on the basis that the Plaintiffs are precluded from charging the Defendants with infringement as a result of any judgment finding any claim(s) of the '505 or '230 patent to be invalid and/or unenforceable.

August 22, 2006

THE BAYARD FIRM

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that, on August 22, 2006, he electronically filed the foregoing document with the Clerk of the Court using CM/ECF, which will send automatic notification of the filing to the following:

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The undersigned counsel further certifies that, on August 22, 2006, copies of the foregoing document were sent by email and hand to the above local counsel and by email and first class mail to the following non-registered participant:

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