IN THE UNITED STATES DISTRICT COURT
FOR DELAWARE

ASTRAZENECA PHARMACEUTICALS LP, ASTRAZENECA UK LIMITED, IPR PHARMACEUTICALS, INC., and SHIONOGI SEIYAKU KABUSHIKI KAISHA, Plaintiffs, v. SUN PHARMACEUTICAL INDUSTRIES LTD., Defendant.	)	Civil Action No. 07-806-JJF-LPS

MEMORANDUM IN SUPPORT OF DEFENDANT SUN PHARMACEUTICAL INDUSTRIES, LTD.'S RULE 12(b)(1) MOTION TO DISMISS PLAINTIFFS' CLAIM OF INFRINGEMENT UNDER 35 U.S.C. § 271(a) IN COUNT II OF THE COMPLAINT

Defendant Sun Pharmaceutical Industries Ltd. herby incorporates by reference the arguments set forth in Aurobindo USA, Inc.'s Motion to Dismiss the Complaint for Lack of Subject-Matter Jurisdiction Under Rule 12(b)(1) submitted in *AstraZeneca Pharmaceuticals LP, et al. v. Aurobindo Pharma Ltd., et al.*, Civil Action No. 07-810-JJF-LPS and pending before this Court.

Respectfully submitted,

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Dated: January 31, 2008

CERTIFICATE OF SERVICE

I hereby certify that on January 31, 2008, I electronically filed the foregoing document with the Clerk of Court using CM/ECF, which will send notification of such filing to all registered participants.

I also certify that on January 31, 2008, I caused to be served true and correct copies of the foregoing on the following as indicated below:

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