IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MILLENNIUM PHARMACEUTICALS, INC. Plaintiff, v. SANDOZ INC., Defendant.	)	C.A. No. 12-1011 (GMS) CONSOLIDATED
MILLENNIUM PHARMACEUTICALS, INC., Plaintiff, v. FRESENIUS KABI USA, LLC, Defendant /Counterclaim Plaintiff and FRESENIUS KABI USA, INC., and FRESENIUS KABI PHARMACEUTICALS HOLDING, INC. Defendants.	)	C.A. No. 13-467 (GMS)

JOINT CLAIM CONSTRUCTION CHARTS FOR THE PATENTS BEING ASSERTED BY MILLENNIUM PHARMACEUTICALS, INC.

The parties have met and conferred, and present the following Joint Claim Construction Charts for the patents being asserted by Millennium Pharmaceuticals, Inc.

I. Stipulated Constructions. During the meet and confer process, the parties agreed to the claim construction for two claim terms from U.S. Patent Nos. 6,713,446 and 6,958,319 as set forth in Exhibit A. The parties jointly and respectfully submit that, if the Court

deems it appropriate, the Court include these agreed-upon claim constructions in the ultimate claim construction order. In the alternative, the parties agree that these agreed-upon constructions are binding between the parties.

II. Claim Terms Requiring Construction By The Court. The parties' Joint Claim Construction Charts for U.S. Patent Nos. 6,713,446 and 6,958,319 are attached as Exhibits B and C. Exhibit B summarizes the disputed claim terms and the parties' proposed constructions for the U.S. Patent Nos. 6,713,446 and 6,958,319. Exhibit C lists the disputed claim terms from U.S. Patent Nos. 6,713,446 and 6,958,319, as well as the parties' proposed constructions and the intrinsic evidence the parties rely upon in support of their proposed constructions for the patents.

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Exhibit A

List of Agreed Upon Claim Term Constructions for U.S. Patent Nos. 6,713,446 and 6,958,319

Claim Term	Agreed-Upon Construction
Z^1 and Z^2 together form a moiety derived from a sugar	Z^1 and Z^2 together form a moiety formed by removing the hydrogen atoms from two hydroxyl groups of any sugar moiety
a moiety derived from a sugar	moiety formed by removing the hydrogen atoms from two hydroxyl groups of any sugar moiety

Exhibit B

Summary of Proposed Claim Constructions for U.S. Patent Nos. 6,713,446 and 6,958,319

Term to Be Construed	Millennium's Proposed Construction	Defendants' Proposed Construction
sugar	glucose, sucrose, fructose, trehalose, xylitol, mannitol, sorbitol, or similar saccharide	saccharides including monosaccharides, disaccharides, and reduced sugars

Exhibit C

Joint Claim Chart for U.S. Patent Nos. 6,713,446 and 6,958,319

Proposed Construction of Disputed Claim Term with Citations to Supporting Intrinsic Evidence

Term to Be Construed	Millennium's Proposed Construction	Intrinsic Evidence Supporting Millennium's Construction	Defendants' Proposed Construction	Intrinsic Evidence Supporting Defendants' Construction
sugar	glucose, sucrose, fructose, trehalose, xylitol, mannitol, sorbitol, or similar saccharide	'446 patent col.6 l.30 – col.8 l.42, col.10 ll.32-38; '319 patent col.6 l.39 – col.8 l.58, col.10 ll.54-59	saccharides including monosaccharides, disaccharides, and reduced sugars	'446 patent col. 6:38-42, col. 10:32-35, col 16:23-44; '319 patent col. 6:47-52, col. 10:54-57, col. 16:54 - col 17:8; col. 17:34-39, col. 18:49-52 & 54-55, col. 20:18-23, col.22:30-32 & 47-49, col. 23:3-5