UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 12-60704-CIV-SEITZ/SIMONTON (consolidated)

APOTEX, INC. and APOTEX CORP.,

Plaintiffs,

v.

MYLAN PHARMACEUTICALS INC.,

Defendant.
_____/

CASE NO. 12-60704-CIV-SEITZ/SIMONTON

APOTEX, INC. and APOTEX CORP.,

Plaintiffs,

v.

PFIZER INC., and GREENSTONE LLC,

Defendants.
_____/

CASE NO. 12-60705-CIV-SEITZ/SIMONTON

APOTEX, INC. and APOTEX CORP.,

Plaintiffs,

v.

LUPIN PHARMACEUTICALS, INC. and LUPIN LTD.,

Defendants.
_____/

CASE NO. 12-60708-CIV-SEITZ/SIMONTON

AMENDED NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned will bring on for hearing before the Honorable Magistrate Judge Andrea M. Simonton the discovery matters described below at the following place and time:

PLACE: United States Courthouse
301 North Miami Avenue
8th Floor Courtroom
Miami, Florida 33128

DATE: Friday, January 4, 2013

TIME: 10:30 a.m. (1 hour reserved)

Further to a meet and confer held on December 31, 2012, the parties amend the Notice of Hearing filed on December 19, 2012 (D.E. 65) to include the following disputes:

Dispute 1

The parties dispute whether Apotex is entitled to discovery regarding Mylan's quinapril-containing products that are specifically identified in Apotex's Amended Complaint (D.E. 38), but have not specifically been alleged to infringe the '486 patent in that Complaint. This dispute affects the following discovery requests propounded by Apotex and Mylan's responses and objections thereto:

1. Apotex's Requests for Production Nos. 2-4, 6-15, 18-28, 31, 32, 36, 38, 39, 41, 42, 44, 45, 47-49, 52, 55, 56, 58-67, 86, 88, 89, 90, 102-104, 113, 115; and
2. Apotex's Interrogatory Nos. 1-8 and 11.

Dispute 2

The parties dispute the sufficiency of the Mylan Defendant's Objections and Response to the following discovery requests propounded by Apotex:

1. Apotex's Requests for Production Nos. 116-117.

Specifically, the Parties dispute whether Mylan must produce samples of its quinapril hydrochloride and magnesium carbonate starting materials to Apotex instead of Apotex having to spend time and money searching for and purchasing identical starting materials to what Mylan likely has in its possession.

Dispute 3

The parties dispute the sufficiency of the Mylan Defendant's Objections and Responses to the following discovery requests propounded by Apotex:

1. Apotex's Interrogatory Nos. 9, 10, 12, 13 and 14.

Specifically, the parties dispute whether Mylan must supplement its responses to the above-identified interrogatories to state that "Mylan currently has no knowledge outside of privileged information or expert testimony" rather than leave Apotex subject to an ambush at trial by a fact witness.

I hereby certify that the parties have complied with the pre-filing conference requirements of S.D. Fla. L.R. 7.1(a)(3).

Dated: January 3, 2013

Respectfully submitted,

/s/ Matthew S. Nelles
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 3rd day of January 2013, I electronically filed the foregoing Amended Notice of Hearing with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record on the service list below via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Matthew S. Nelles
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