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and Lupin Atlantis Holdings, S.A.*

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

PADDOCK LABORATORIES, INC.,

Plaintiff,

v.

ETHYPHARM S.A., LUPIN LIMITED,
LUPIN PHARMACEUTICALS, INC., and
LUPIN ATLANTIS HOLDINGS, S.A.,

Defendants.

**DOCUMENT FILED
ELECTRONICALLY**

Civil Action No. 09-cv-03779 (GEB)(LHG)

**DECLARATION OF KATE M. LESCIOTTO IN SUPPORT OF
DEFENDANTS' MOTION TO DISMISS THE SECOND AMENDED COMPLAINT**

I, Kate M. Lesciotto, do declare and state as follows:

1. I am an attorney-at-law of the State of Illinois, and I have been admitted to practice *pro hac vice* before the Court in the present action. I am an associate of the firm Leydig, Voit & Mayer, Ltd., co-counsel for Defendants Ethypharm, S.A., Lupin Limited, Lupin Pharmaceuticals, Inc., and Lupin Atlantis Holdings, S.A.

2. I am submitting this Declaration based upon my personal knowledge, information, and belief.

3. Attached hereto and made a part hereof as Exhibit A is a true and correct copy of a Letter from Robert F. Green, Leydig, Voit & Mayer, Ltd., to Judge Brown, dated March 26, 2010 (Dkt. 47).

4. Attached hereto and made a part hereof as Exhibit B is a true and correct copy of a Letter from Arnold I. Rady, Lerner, David, Littenberg, Krumholz & Mentlik, LLP, to Judge Brown, dated March 26, 2010 (Dkt. 48).

5. Attached hereto and made a part hereof as Exhibit C is a true and correct copy of Paddock's production documents bearing Bates Nos. PLI-0007787-7791.

6. Attached hereto and made a part hereof as Exhibit D is a true and correct copy of Paddock's production documents bearing Bates Nos. PLI-0008243-8252.

7. Attached hereto and made a part hereof as Exhibit E is a true and correct copy of Paddock's production documents bearing Bates Nos. PLI-0008546-8610.

8. Attached hereto and made a part hereof as Exhibit F is a true and correct copy of FDA Center for Drug Evaluation and Research, Guidance for Industry, Letter to all NDA and ANDA holders and applicants, dated Oct. 31, 1986.

I declare under penalty of perjury under the laws of the United States of America and the State of New Jersey that the foregoing is true and correct.

Executed on November 1, 2010.


Kate M. Lesciotto