

List of Non-Paragraph IV Cases filed between 2001-2012
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The following list is the list of Non-PIV Cases filed between 2001-2012 per the ParagraphFour.com research protocol. These are listed in alphabetic order based on case name. If you would like the Complaint for any of these cases, please contact us at admin@paragraphfour.com.

AAIPHARMA, INC. vs. BARR LABORATORIES, I

Court#/Date Filed: North Carolina Eastern District Court (ncedc) 7:2001cv00202 10/30/01
Product/Patent: Prozac®(fluoxetine)/ 6,310,250 6,310,251

AAIPHARMA, INC. vs. BARR LABORATORIES, I

Court#/Date Filed: North Carolina Eastern District Court (ncedc) 7:2001cv00150 8/1/01
Product/Patent: Prozac®(fluoxetine) 6,258,853

AAIPHARMA INC. vs. BARR LABORATORIES, I

Court#/Date Filed: North Carolina Eastern District Court (ncedc) 7:2001cv00208 11/16/01
Product/Patent: Prozac®(fluoxetine) 6,316,672

ABBOTT BIOTECH vs. CENTOCOR

Court#/Date Filed: Massachusetts District Court 4:2009cv40089
Product/Patent: Remicade® and Simponi™ 7,223,394

ABBOTT BIOTECH vs. CENTOCOR

Court#/Date Filed: Massachusetts District Court 4:2009cv40089
Product/Patent: LT-12 antibody 6,914,128 and 7,504,485

ABBOTT LABORATORIES vs. KENNEDY INSTITUTE of RHEUMATOLOGY TRUST

Court#/Date Filed: New York Southern District Court 1:2011cv02541 4/13/11 and New York Southern District Court 1:2013cv01358 2/28/13
Product/Patent: Humira 7,846,442; 8,298,537; 8,383,120; and 6,270,766
Note: In the 2011 case, the NY court found the '442 patent invalid which was upheld on appeal (cafc 13-1545).

ABBOTT LABS AND ASTELLAS vs. SANDOZ, TEVA, and RANBAXY

Court#/Date Filed: Illinois Northern District Court 1:2007cv1721
Product/Patent: Omnicef®(cefdinir) 4,559,334 and 4,935,507

ALLERGAN INC. vs. ELAN PHARMACEUTICALS

Court#/Date Filed: Delaware District Court (dedc) 1:2002cv01645 11/21/02
Product/Patent: Myobloc® 6,290,961

ALLERGAN INC. vs. ALCON LABORATORIES

Court#/Date Filed: California Central District Court (cacdc) 1:2006cv00116 2/3/2006
Product/Patent: quinolone 6,166,012 and 6,492,361

ALZA CORPORATION vs. WYETH

Court #/Date: Texas Eastern District Court (txedc) 2006cv00156 7/26/2006
Product/Patent: Effexor XR®(venlafaxine) 6,440,457

AMGEN vs. ARIAD PHARMACEUTICALS

Court #/Date: Delaware District Court (dedc) 1:2006cv00259 4/20/2006
Product/Patent: Enbrel®(etanercept) and Kineret®(anakinra) 6,410,516

AMGEN vs. HOFFMAN LAROCHE

Court #/Date: Massachusetts District Court (madc) 1:2005cv12237 11/8/2005
Product/Patent: EPO Procrit Epogen 5,441,868; 5,547,933; 5,618,698; 5,621,080; 5,756,349;
and 5,955,422

ANDRX vs. GLAXOSMITHKLINE

Court #/Date: Florida Southern District Court (flsdc) 1:2005cv23264 12/20/2005
Product/Patent: Wellbutrin XL®(bupropion) 6,905,708

APOTEX, INC. vs. EON LABS MANUFACTURI

Court#/Date Filed: New York Eastern District Court (nyedc) 1:2001cv00482 1/26/01
Product/Patent: cyclosporin 5,798,333

APOTEX, INC. vs. MERCK

Court#/Date Filed: Illinois Northern District Court (ilndc) 1:2004cv07321 11/12/04
Product: This case involves enalapril and dredges up series of cases
that started in 1996.

APOTEX, INC. vs. PHARMACEUTICAL RESOURCES, PAR

Court#/Date Filed: New Jersey District Court (njdc) 2:2006cv1153 3/10/2006
Product/Patents: Megace®(megestrol) Oral Solution 6,028,065; 6,268,356; 6,593,318; and
6,593,320-- Apotex files a dec action. This product has long been AB rated, and other cases
had been filed

APOTEX, INC. vs. MYLAN PHARMACEUTICALS, INC et al

APOTEX, INC. vs. PFIZER, INC et al

APOTEX, INC. vs. LUPIN PHARMACEUTICALS et al

Court#/Date Filed: Florida Southern District Court (flsdc) 0:2012cv60704, 5, and 8 4/20/2012
Product/Patents: Accupril®(quinapril) and Accuretic®(quinapril and hctz) Tablets 6,531,486
Apotex files these actions on process claims. This product has long been AB rated.

APOTEX, INC. vs. UCB, INC et al

APOTEX, INC. vs. PADDOCK LABORATORIES, INC et al

Court#/Date Filed: Florida Southern District Court (flsdc) 0:2012cv60706 and 7 4/20/2012
Product/Patents: Univasc®(moexipril) and Uniretic®(moexipril and hctz) Tablets 6,767,556
Apotex files these actions on process claims. This product has long been AB rated. On
8/15/14, the Court of Appeals affirmed the finding of unenforceability (cafc 13-1674).

ARIAD vs. AMGEN

Court#/Date Filed: Delaware District Court (dedc) 1:2007cv0202 4/13/2007
Product/Patents: Enbrel®(etanercept) and Kineret®(anakinra) 6,410,516

AVENTIS vs. BAXTER HEALTHCARE

Court #/Date: Delaware District Court (dedc) 1:2006cv0636 10/16/2006
Product/Patent: Advate® 5,565,427

BAUSCH & LOMB vs. PERRIGO

Court #/Date Filed: New York Western District Court (nywdc) 6:2005cv06409 8/03/05
Product/Patent: OcuVite® PreserVision™ also sold as CVS Advance Eye Formula 6,660,297

BAYER HEALTHCARE vs. ABBOTT LABS

Court#/Date Filed: Texas Eastern District Court (txedc) 6:2008cv0507 12/24/2008
Product/Patent: Humira® 5,654,407
Court#/Date Filed: Massachusetts District Court (madc) 4:2009cv40002 1/5/2009
Product/Patent: Humira® 5,654,407

BAYER HEALTHCARE vs. BIOGEN IDEC

Court#/Date Filed: New Jersey District Court (njdc) 2:2010cv2734 5/27/2010
Product/Patent: Betasecon® 7,588,755

BAYER INTELLECTUAL PROPERTY vs. WARNER CHILCOTT

Court#/Date Filed: Delaware District Court (dedc) 1:2012cv1032 8/13/12
Product/Patent: Lo Loestrin®(norethindrone and ethinyl estradiol) 5,980,940 and 7,704,984

BEN VENUE (BEDFORD) vs. HOSPIRA

Court#/Date Filed: Ohio Northern District Court (ohndc) 1:2005cv01787 7/14/05
Product/Patent: propofol 6,140,373

CELGENE CORP v. CYCLACEL

Court#/Date Filed: Delaware District Court (dedc) 1:2010cv0348 44/27/2010
Product/Patent: Istodax®(romidepsin) Infusion 6,403,555

CENTOCOR INC. vs. ABBOTT LABORATORIES

Court#/Date Filed: Texas Eastern District Court (txedc) 2:2007cv0139 4/16/2007
Product/Patent: Humira® 7,070,775

CEPHALON v. CELGENE CORP et al

Court#/Date Filed: Massachussetts District Court (madc) 1:2011cv12226 12/14/11
Product/Patent: Abraxane®(paclitaxel) Injection RE40,493

CIMA LABS INC, SCHWARZ vs. KV PHARMACEUTICAL CO

Court#/Date Filed: Minnesota District Court (mndc) 0:2003cv02477 3/17/03
Product/Patent: NuLev® 6,024,981

CLASSEN IMMUNOTHERAPEUTICS vs. KING PHARMACEUTICALS

Court#/Date Filed: Maryland District Court (mddc) 1:2004cv3521 11/3/04
Product/Patent: Skelaxin®(metaxalone) 6,219,674 and 6,584,472

DEY LLP vs. SEPRACOR

Court#/Date Filed: New York Southern District Court (nysdc) 1:2007cv2353 3/21/2007
Product/Patent: Brovana™(arformoterol) Inhalation Solution 6,667,344

DOW PHARMACEUTICAL SCIENCES vs. DERMIK LABS

Court#/Date Filed: California Northern District Court (candc) 3:2007cv2444 5/07/2007
Product/Patent: BenzaClin®(benzoyl/clindamycin) Topical Gel 5,446,028 and 5,767,098

DUSA vs. FRONTIER SCIENTIFIC

Court#/Date Filed: Utah District Court (utdc) 1:2006cv0141 11/13/06
Product/Patent: Levulan®(aminolevulinic acid) 6,710,066 and 5,955,490

ELAN PHARMACEUTICALS vs. ABRAXIS BIOSCIENCE

Court#/Date Filed: Delaware District Court (dedc) 1:2006cv00438 on 7/19/2006
Product/Patent: Abraxane®(paclitaxel) 5,399,363 and 5,834,025

ELAN PHARMACEUTICALS vs. ALOCN LABORATORIES

Court#/Date Filed: Texas Eastern District Court (txedc) 4:2009cv0032 on 1/22/2009
Product/Patent: Azopt®(brinzolamide) 5,429,824 and 5,298,262

ELAN PHARMACEUTICALS vs. ANDRX

Court#/Date Filed: Florida Southern District Court (flsdc) 05cv60158
Product/Patent: Naprelan®(naproxen) 5,637,320

FERRING BV v. ALLERGAN SALES et al

Court#/Date Filed: New York Southern District Court (nysdc) 1:2012cv02650 4/5/12
Product/Patent: Minirin®(desmopressin) 7,405,203 and 7,579,321

GENENTECH vs. GLAXO GROUP

Court#/Date Filed: California Central District Court (cacdc) 2:2011cv03065
Product/Patent: Benlysta®(belimumab) and Arzerra™(ofatumumab) 7,923,221

GENENTECH vs. MEDIMMUNE

Court#/Date Filed: Texas Eastern District Court (txedc) 2:2006cv0020
Product/Patent: Synagis®(antibody product) 6,267,958 and 6,685,940

GENENTECH vs. UNIVERSITY OF PENNSYLVANIA

Court#/Date Filed: California Northern District Court (candc) 4:2010cv02037
Product/Patent: Herceptin®(trastuzumab) 6,733,752

GENZYME CORP vs. ANIKA THERAPEUTICS

Court#/Date Filed: Massachusetts District Court (madc) 1:2010cv11146
Product/Patent: Monovisc® 5,143,724 and 5,399,351

GENZYME CORP vs. ANIKA THERAPEUTICS

Court#/Date Filed: Massachusetts District Court (madc) 1:2010cv11146
Product/Patent: Monovisc® 5,143,724 and 5,399,351

GILEAD SCIENCES v. MERCK & CO INC et al

Court#/Date Filed: California Northern District Court (candc) 3:2013cv04057
Product/Patent: Sofosbuvir 7,105,499 and 8,481,712

GLAXOSMITHKLINE v. GENENTECH

Court#/Date Filed: Florida Southern District Court (flsdc) 1:2009cv61608 10/8/2009 and California Northern District Court (candc) 3:2010cv00675 and transferred to California Central District Court (cacdc) 2:2010cv02764
Product/Patent: Arzerra™(ofatumamab) 6,331,415

GLAXOSMITHKLINE vs. NOVARTIS

Court#/Date Filed: District of Columbia District Court (dcdc) 1:2008cv1570 9/12/2008
Product/Patent: Metered Dose Inhaler patents 6,511,652, 6,511,653, 6,532,955, and 6,546,928

GLAXOSMITHKLINE vs. ROCHE HOLDINGS

Court#/Date Filed: District of Delaware District Court (dedc) 1:2010cv0799 9/20/2010
Product/Patent: Herceptin® RE40,070 and RE41,555

INFOSINT SA vs. FOREST PHARMACEUTICALS

Court#/Date Filed: New York Southern District Court (nysdc) 1:2007cv6525
Product/Patent: Celexa and Lexapro®(citalopram) 6,458,973 and 6,703,516

IVAX v. CELGENE CORPORATION

Court#/Date Filed: Florida Southern District Court (flsdc) 0:2012cv61917
Product/Patent: Vidaza®(azacitidine) Injection 7,759,481

KV PHARMACEUTICALS v. BRECKINRIDGE

Court#/Date Filed: Missouri Eastern District Court (moedc) 4:2008cv1052
Product/Patent: Folbecal Tablets and Multigen Caplets 6,197,329 and 6,716,814

LEK vs. BRISTOL-MYERS SQUIBB AND WATSON

Court#/Date Filed: Texas Eastern District Court (txedc) 2:2006cv0547
Product/Patent: Pravachol®(pravastatin) 6,740,775 and 7,078,558

MEDICIS vs. PADDOCK LABS

Court#/Date Filed: Arizona District Court (azdc) 2:2009cv2498 on 12/1/2009
Product/Patent: Loprox®(ciclopirox) Shampoo

MEDICIS vs. NYCOMED, PERRIGO, and TARO (three cases)

Court#/Date Filed: New York Southern District Court (nysdc) 1:2011cv4962, 4963, and 4965 on 7/19/11
Product/Patent: Loprox®(ciclopirox) Shampoo 7,981,909

MEDICIS vs. STIEFEL LABORATORIES

Court#/Date Filed: New Jersey District Court (njdc) 2:2012cv1746 on 3/20/2012
Product/Patent: Veltin™(clindamycin) Gel

MEDIMMUNE vs. GENENTECH

Court#/Date Filed: US Supreme Court 05-0608
Product/Patent: Synagis®(antibody product)

MEDIMMUNE vs. PDL BIOPHARMA

Court#/Date Filed: California Northern District Court 5:2008cv05590 12/16/2008
Product/Patent: Synagis®(antibody product), palivizumis and motavizumis 5,585,089; 5,693,761; 5,693,762; 6,180,370; and 7,022,500

MERCK vs. RANBAXY INC

Court#/Date Filed: Delaware District Court (dedc) 1:2007cv0229 on 4/30/2007
Product/Patent: Primaxin IM®(cilastatin/imipenem) Injection 5,147,868

MORTON GROVE PHARMACEUTICALS vs. BIOMARIN PHARMACEUTICALS

Court#/Date Filed: Illinois Northern District Court (ilndc) 1:2004cv06668 10/18/04
Product/Patents: Orapred®(prednisolone) 5,763,449 and 5,962,461

MORTON GROVE PHARMACEUTICALS vs. PHARMACEUTICAL RESOURCES and EON LABS

Court#/Date Filed: Illinois Northern District Court (ilndc) 1:2004cv07007 11/02/04
Product/Patents: Megace®(megestrol) 6,028,065; 6,268,356; 6,593,318; and 6,593,320

NAPRO BIOTHERAPEUTIC vs. MYLAN LABORATORIES

Court#/Date Filed: Pennsylvania Western District Court (pawdc) 2:2001cv01048 6/7/01
Court of Appeals Case: cafc 04-1170 1/6/04
Product/Patent: Taxol®(paclitaxel) 5,733,888 6,140,359

NOVO NORDISK PHARM. vs. BIO-TECHNOLOGY GEN.

Court#/Date Filed: Delaware District Court (dedc) 1:2002cv00332 4/30/02
Product/Patent: 5,633,352

NOVO NORDISK PHARM. vs. PFIZER

Court#/Date Filed: New York Southern District Court (nysdc) 1:2006cv05819 8/01/06
Product/Patent: Exubera -- Complaint not available; to obtain Complaint, you will need to copy it at the Clerk's office in New York.

NOVO NORDISK PHARM. vs. SANOFI-AVENTIS

Court#/Date Filed: Delaware District Court (dedc) 1:2005cv00645 9/2/2005
Product/Patent: OptiClik 6,582,408

PALMETTO PHARMACEUTICALS vs. ASTRAZENECA

Court#/Date Filed: South Carolina District Court (scdc) 3:2011cv0807 4/5/11
Product/Patent: Crestor®(rosuvastatin) 6,465,516

PFIZER INC. vs. ADIRONDACK MANUFACTURING CORPORATION

Court#/Date Filed: Delaware District Court (dedc) 1:2004cv0280 April 2004
Product/Patent: Lipitor®(atorvastatin) 5,969,156

PFIZER INC. vs. FDA (and Dr. Reddy's)

Court#/Date Filed: District of Columbia District Court (dcdc) 03cv2346 11/13/03
Product/Patent: Norvasc®(amlodipine besylate) and AmVaz™(amlodipine maleate)
Note: Pfizer files suit against FDA to reverse decision to approve the Dr. Reddy maleate product. Court of Appeals did REVERSE adverse decision 2/27/04

PFIZER INC. vs. LILLY ICOS LLC

Court#/Date Filed: Delaware District Court (dedc) 1:2002cv01561 10/22/02
Product/Patent: Cialis® 6,469,012

PHARMACIA & UPJOHN vs. SICOR, INC.

Court#/Date Filed: Delaware District Court (dedc) 1:2004cv0833 7/08/04
Product/Patent: idarubicin injectible/ 6,107,285

PHARMACIA & UPJOHN vs. MAYNE

Court#/Date Filed: Delaware District Court (dedc) 1:2006cv0554 9/07/06
Product/Patent: epirubicin injectible/ 6,107,285 (see immediate case above)

PHARMACEUTICAL RESOURCES and PAR vs. ROXANE

Court#/Date Filed: New Jersey District Court (njdc) 03cv3357
Product/Patent: Megace®(megestrol) Oral Solution 6,593,318 and 6,593,320

PRASCO vs. STIEFEL LABORATORIES

Court#/Date Filed: Ohio Southern District Court 1:2007cv0135 2/20/07
Product/Patents: Brevaoxyl 4 and 8®(benzoyl peroxide) and Lavoclen 6,737,070

PURDUE vs. KING

Court#/Date Filed: New Jersey District Court 3:2010cv0687 2/9/10
Product/Patents: Embeda®(morphine and naltrexone) ER Caps 7,658,939

REPLIGEN vs. BRISTOL-MYERS SQUIBB

Court#/Date Filed: Texas Eastern District Court 2:2005cv0004 1/10/06
Product/Patents: Orencea®(abatacept) 6,685,941

RIVER'S EDGE PHARMACEUTICALS v. BROOKSTONE

Court#/Date Filed: Georgia Northern District Court 1:2009cv0468 8/25/09
Product/Patents: Nicotinamide CZF 6,979,468

SANOFI-AVENTIS v. GENENTECH

Court#/Date Filed: Texas Eastern District Court (txedc) 9:2008cv0203 10/26/08
Product/Patents: nucleic acid enhancers 5,849,522 and 6,218,140
Note: Genentech sued Sanofi Aventis in candc 4:2008cv04909

SMITHKLINE BEECHAM vs. PERRIGO COMPANY

Court#/Date Filed: Delaware District Court (dedc) 1:2004cv0107 2/20/04
Product/Patent: Citrucel® 6,350,469; 4,626,287; and 4,671,823

SYNTHON IP vs. PFIZER

Court#/Date Filed: Virginia Eastern District Court (vaedc) 1:2005cv1267 11/03/05
Product/Patents: Norvasc®(amlodipine) and Caduet® 6,653,481 and 6,858,738

TAP PHAR PROD INC vs. ATRIX LABS INC

Court#/Date Filed: Illinois Northern District Court (ilndc) 1:2003cv07822 11/03/2003
Product/Patent: Lupron Depot®(leuprolide acetate) 4,728,721

TARO PHARMACEUTICALS v. SYNERX, PHARMA et al

Court#/Date Filed: New Jersey District Court (njdc) 2:2009cv03569 7/20/2009
Product/Patent: Ovide®(malathion) Lotion 7,560,445

TEVA PHARMACEUTICALS vs. AMGEN

Court #/Date Filed: Pennsylvania Eastern District Court (paedc) 2:2009cv05675 11/30/2009
Product/Patent: Neutroval®(filgrastin) and Neupogen®(filgrastin) 5,580,755 and 5,582,823

TEVA PHARMACEUTICAL WORKS vs. APOTEX

Court #/Date Filed: New York Southern District Court (nysdc) 1:2006cv05540 7/21/2006
Product/Patent: pravastatin 6,689,590 and 7,001,919

TEVA PHARMACEUTICAL WORKS vs. ASTRAZENECA

Court #/Date Filed: Pennsylvania Eastern District Court (paedc) 2:2008cv04786 10/6/2008
Product/Patent: Crestor®(rosuvastatin) RE39,502

TEVA PHARMACEUTICALS vs. PHARMACEUTICAL INC.

Court#/Date Filed: Delaware District Court (dedc) 1:2003cv00808 8/14/03
Product/Patent: Megace®(megestrol) 6,028,065 6,268,356 6,593,318 6,593,320

TEVA PHARMACEUTICALS vs. PHARMACEUTICAL INC.

Court#/Date Filed: Delaware District Court (njdc) 2:2007cv00196 1/12/07
Product/Patent: Zoloft®(sertraline) Tablets (see also Zoloft topic in Old Cases)
On January 12, 2007, Teva filed a suit against Pliva regarding its enforcement of its 6,600,073; 6,500,987; 6,495,721; and 6,897,340 patents before its exclusivity expires on February 6, 2007. This was followed by many suits filed against ten other generic companies. The Pliva Complaint is included below, but the other suits include Sandoz (njdc 2:2007cv0243), Apotex (njdc 2:2007cv0248), Genpharm (njdc 2:2007cv0245), Invagen (njdc 2:2007cv0246 and nysdc 1:2007cv0315), Zydus Cadilla (njdc 2:2007cv0242), Lupin (njdc 2:2007cv0247 and mddc 1:2007cv0121), Cipla (njdc 2:2007cv0240 and nysdc 1:2007cv0316), Hetero (njdc 2:2007cv0241 and md 8:2007cv0122), Andrx (njdc 2:2007cv0244), Matrix (njdc 2:2007cv0581), Aurobindo (njdc 2:2007cv0621), and Mutual (paedc 2:2007cv0514).

THREE RIVERS vs. ZYDUS

Court#/Date Filed: Virginia Eastern District Court (vaedc) 2:2007cv0178 4/2007
Product/Patent: ribavirin 6,720,000

UNIVERSITY OF ROCHESTER v. GD SEARLE et al

Court#/Date Decided: Court of Appeals Federal Circuit (cafc) 03-1304 2/13/04
Products/Patent: Celebrex®(celecoxib) and Bextra®(valdecoxib) 6,048,850
Note: cafc AFFIRMED invalidity of patent Rochester was claiming in Cox-2 technology

VANDERBILT UNIVERSITY vs. ICOS

Court#/Date Filed: Delaware District Court (dedc) 05cv0506 filed 7/20/05
Products/Patent: Cialis®(tadalafil) 5,859,006 and 6,140,329

ZYMOGENETICS vs. BRISTOL-MYERS SQUIBB

Court#/Date Filed: Delaware District Court (dedc) 06cv0500 filed 8/14/06
Products/Patent: Orenicia®(abatacept) 5,843,725 and 6,018,026