

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

ALBANY MOLECULAR RESEARCH, INC. and SANOFI-AVENTIS U.S. LLC, <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> DR. REDDY'S LABORATORIES, INC., and DR REDDY'S LABORATORIES, LTD <p style="text-align: center;">Defendant.</p>	Civil Action No. 09-4638 <p style="text-align: center;">TEMPORARY RESTRAINING ORDER ON CONSENT AND FOR FURTHER RELIEF</p>
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This matter having come before the Court pursuant to Plaintiffs' Albany Molecular Research Inc. and sanofi-aventis U.S. LLC's ("Plaintiffs") application for the entry of a temporary restraining order and a preliminary injunction enjoining Defendants, Dr. Reddy's Laboratories, Inc. and Dr. Reddy's Laboratories, Ltd. (collectively "Dr. Reddy's"), from engaging in the use, sale or offering for sale of its 24 hour fexofenadine hydrochloride/pseudoephedrine hydrochloride 180 mg/240 mg extended release tablet products under ANDA No. 79-043; and Plaintiffs and Dr. Reddy's having presented evidence on Plaintiffs' application for a preliminary injunction and the amount of any bond associated with either the temporary restraining order or the preliminary injunction; and Dr. Reddy's having consented to the temporary restraints set forth below conditioned on Plaintiffs posting adequate security for any damages Dr. Reddy's may suffer as a consequence of such restraints if Plaintiffs' application for a preliminary injunction is denied; and the Court having considered the parties' submissions and arguments on May 27 and 28, 2010, and having reserved judgment on

Plaintiffs' application for the entry of a temporary restraining order and preliminary injunction except as stated herein;

IT IS THIS 2nd day of June 2010,

ORDERED that Dr. Reddy's, its officers, agents, representatives and employees, and any and all persons or entities acting by, through or under or in active concert with any or all of them are hereby temporarily restrained from using (other than for litigation purposes and/or pursuant to 35 U.S.C. § 271(e)(1)), selling or offering to sell its 24 hour fexofenadine hydrochloride/pseudoephedrine hydrochloride 180 mg/240 mg extended release tablet products under ANDA No. 79-043 in the United States before June 25, 2010, or such earlier time as the Court rules on the application for preliminary injunction; and it is

FURTHER ORDERED that Plaintiffs shall post a bond of \$5 million dollars per week in June, the bond to be posted in an incremental fashion on the Wednesday of each week (*i.e.*, \$5 million on June 2, 2010; \$5 million on June 9, 2010; \$5 million on June 16, 2010; and \$5 million on June 23, 2010); and it is

FURTHER ORDERED that the parties shall appear at 2:00 p.m. on June 7, 2010, for oral argument on Plaintiffs' application for a preliminary injunction; and it is

FURTHER ORDERED that if the Court has not ruled on Plaintiffs' application for a preliminary injunction by June 25, 2010, the temporary restraints set forth in this Order shall automatically expire without further order of this Court at midnight on June 25, 2010, however, prior to such expiration Plaintiffs may apply to the Court for an extension of this Temporary Restraining Order, and such extended Temporary Restraining Order will include the posting by Plaintiffs of a bond in the amount of \$5 million to be posted on June 30, 2010 and thereafter \$1 million per week in July until such time as the Court rules on the application for preliminary

injunction, the July bond to be posted in an incremental fashion on the Wednesday of each week (*i.e.*, \$1 million on July 7, 2010, \$1 million on July 14, 2010, \$ 1 million on July 21, 2010, and \$1 million on July 28, 2010); and it is

FURTHER ORDERED that in the event a generic 24 hour fexofenadine hydrochloride/pseudoephedrine hydrochloride 180 mg/240 mg extended release tablet product authorized by any Plaintiff is offered for sale or sold in the United States at any time while the temporary restraints set forth in this Order, or any subsequent order, are in effect, then such temporary restraints shall automatically expire without further order of this Court immediately upon such offer for sale or sale; and it is

FURTHER ORDERED that the above sums, (*i.e.* \$5 million each week in the month of June and \$1 million each week in the month of July if this Temporary Restraining Order is extended), be deposited by the Clerk into the Registry of this Court and then, as soon as the business of his or her office allows, the Clerk shall deposit these funds into the interest-bearing Court Registry Investment System (C.R.I.S.) administered by the Clerk of the United States District Court for the Southern District of Texas as Custodian, pursuant to L.Civ.R. 67.1(a)(2); and it is

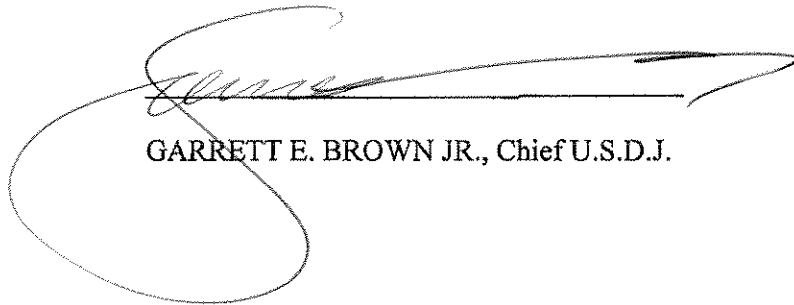
FURTHER ORDERED that sum of money so invested in the interest-bearing C.R.I.S. fund shall remain on deposit until further order of this Court at which time the funds, together interest thereon, shall be retrieved by the Clerk and redeposited into the non-interest-bearing Registry of the Court for disposition pursuant to the further order of this Court; and it is

FURTHER ORDERED that the Custodian deduct a miscellaneous schedule fee for the handling of registry funds, as authorized by the Judicial Conference of the United States and the Standing Order of this Court dated June 30, 1989, as amended November 30, 1990, of 10% of

the income earned on this account and each subsequent deposit of new principal so deposited while invested in the C.R.I.S.; and it is

FURTHER ORDERED that a certified copy of this Order shall be immediately served upon the Clerk of this Court, the Chief Deputy Clerk, or upon the Chief Financial Deputy Clerk; and it is

FURTHER ORDERED that Plaintiffs shall file and serve a response to Dr. Reddy's Memorandum in Support of Claim Construction for Plaintiffs' Preliminary Injunction Motion by June 2, 2010.



GARRETT E. BROWN JR., Chief U.S.D.J.