UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SHEN WEI (USA) INC. and)
MEDLINE INDUSTRIES, INC.,) Civil Case No. 05 C 6003
Plaintiffs,)
v.) Hon. Ronald A. Guzman
ANSELL HEALTHCARE)
PRODUCTS, INC.,)
)
Defendant.)

DEFENDANT ANSELL HEALTHCARE PRODUCTS LLC'S
MOTION FOR ENTRY OF JUDGMENT IN ITS FAVOR
IN LIGHT OF THE COURT'S FINDING IN THE COMPANION CASE THAT THE
ASSERTED CLAIMS OF PLAINTIFFS' PATENT-IN-ISSUE ARE INVALID

Pursuant to Fed. R. Civ. P. 56(b), the holding in *Blonder Tongue Labs. Inc. v. University of Illinois Found.*, 402 U.S. 313 (1971), and for the reasons set forth more fully in the accompanying Memorandum, defendant Ansell Healthcare Products LLC respectfully requests the Court to enter judgment in its favor in light of the Court's finding in the companion case of *Shen Wei (USA) Inc. and Medline Industries, Inc. v. Sempermed USA, Inc.*, No. 05 C 6004 (N.D. Ill. Mar. 12, 2009), that the asserted claims of U.S. Patent No. 6,953,582 are invalid.

Respectfully submitted,

DATED: March 17, 2009 /s/ Patrick J. Kelleher

Patrick J. Kelleher (ARDC # 6216338) DRINKER BIDDLE & REATH LLP 191 North Wacker Drive, Suite 3700 Chicago, Illinois 60606-1698

Telephone: (312) 569-1000 Facsimile: (312) 569-3000

and

Thomas B. Kenworthy David W. Marston Jr. MORGAN, LEWIS & BOCKIUS LLP 1701 Market Street Philadelphia, Pennsylvania 19103-2921 Telephone: (215) 963-5000

Facsimile: (215) 963-5001

Attorneys for Defendant Ansell Healthcare Products LLC

CERTIFICATE OF SERVICE

I, PATRICK J. KELLEHER, do hereby certify that a true and correct copy of the foregoing Defendant Ansell Healthcare Products LLC's Motion For Entry Of Judgment In Its Favor In Light Of The Court's Finding That The Asserted Claims Of Plaintiffs' Patent-In-Issue Are Invalid In The Companion Case was served by electronic delivery upon

Edward F. McCormack, Esquire Russell J. Genet, Esquire NIXON PEABODY LLP 161 North Clark Street – 48th Floor Chicago, Illinois 60601-3213

Attorneys for Plaintiffs Shen Wei (USA) Inc. and Medline Industries, Inc.

on this 17th day of March, 2009.

/s/ Patrick J. Kelleher

Patrick J. Kelleher (ARDC # 6216338) DRINKER BIDDLE & REATH LLP 191 North Wacker Drive, Suite 3700 Chicago, Illinois 60606-1698 Telephone: (312) 569-1000

Facsimile: (312) 569-3000

CH01/ 25315546