

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

_____)	
MOMENTA PHARMACEUTICALS, INC.)	
and SANDOZ INC.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 1:11-cv-11681-NMG
)	
AMPHASTAR PHARMACEUTICALS, INC.,)	
and INTERNATIONAL MEDICATION)	
SYSTEMS, LTD.,)	
)	
Defendants.)	
_____)	

**DEFENDANTS' RENEWED MOTION FOR JUDGMENT AS A
MATTER OF LAW ON UNPATENTABILITY AND INDEFINITENESS**

Pursuant to Rule 50(b) of the Federal Rules of Civil Procedure, Defendants Amphastar Pharmaceuticals, Inc. and International Medication Systems, Ltd. (collectively, "Amphastar") hereby move for judgment as a matter of law on invalidity of U.S. Patent No. 7,575,886 ("the '886 patent"). Specifically, Amphastar seeks judgment of matter of law because the '886 patent is: (1) directed to unpatentable subject matter under 35 U.S.C. § 101 and (2) indefinite under 35 U.S.C. § 112. In support of this Motion, Amphastar relies on its Memorandum of Law in Support of Defendants' Renewed Motion for Judgment as a Matter of Law on Unpatentability and Indefiniteness, filed herewith.

Motion denied. S.M. Gorton, USDJ 2/7/18