

No. 18-817

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IN THE  
Supreme Court of the United States

HIKMA PHARMACEUTICALS USA INC., AND WEST-WARD  
PHARMACEUTICALS INTERNATIONAL LTD., N/K/A HIKMA  
PHARMACEUTICALS INTERNATIONAL LTD.,  
*Petitioners,*

v.

VANDA PHARMACEUTICALS INC.,  
*Respondent.*

ON PETITION FOR A WRIT OF CERTIORARI TO THE  
UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT

**BRIEF IN OPPOSITION**

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## QUESTION PRESENTED

Hikma's Petition wrongly asserts that the Federal Circuit declared all method-of-treatment claims to be "automatically" patent-eligible under Section 101, and asks this Court to decide:

Whether patents that claim a method of medically treating a patient automatically satisfy Section 101 of the Patent Act, even if they apply a natural law using only routine and conventional steps.

That Question is not presented by the decision below or any other decision.

## **PARTIES TO THE PROCEEDINGS**

The caption identifies all parties. Petitioners are Hikma Pharmaceuticals USA Inc., and West-Ward Pharmaceuticals International Ltd., N/K/A Hikma Pharmaceuticals International Ltd. (together, “Hikma”). The Respondent is Vanda Pharmaceuticals Inc.

## CORPORATE DISCLOSURE STATEMENT

Vanda is publicly traded on the NASDAQ (symbol: VNDA). No publicly traded entity owns more than 10% of Vanda's stock.

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