## **Sanofi-aventis makes updated settlement** announcement regarding **Eloxatin<sup>®</sup> U.S. Patent litigation**

Paris, France - April 6, 2010 - Sanofi-aventis (EURONEXT:SAN and NYSE: SNY) announced today that it has settled U.S. patent infringement suits related to certain generic versions of Eloxatin<sup>®</sup> (oxaliplatin) with additional defendants involved in the litigation.

Sanofi-aventis and Debiopharm, licensor of the involved patent rights, signed settlement agreements with each of Teva Pharmaceuticals USA, Inc., Fresenius Kabi (formerly Dabur), Sandoz, as previously announced on April 1, 2010, and have now additionally settled with Mayne/Hospira, MN/Par and Actavis (the six defendants collectively, the "Generic Manufacturers") - thus resolving the litigation over certain formulations of Eloxatin® (oxaliplatin) in the U.S. District Court for the District of New Jersey and the U.S. District Court for the District of Columbia.

Under the terms of the settlement agreements, the Generic Manufacturers would cease selling their unauthorized generic oxaliplatin products in the U.S. from June 30, 2010, to August 9, 2012, at which time the Generic Manufacturers would be authorized to sell generic oxaliplatin products under a license, before expiry of the patents at issue. The rest of the settlement provisions are confidential. Moreover, all of the settlement provisions, including the dates noted above, are subject to contingencies.

The lawsuits relate to the quality and formulation of oxaliplatin, available in the U.S. under the brand name Eloxatin<sup>®</sup>. The settlement agreements are subject to review by the Federal Trade Commission, the U.S. Department of Justice and the Attorney General for the State of Michigan.

Sun Pharmaceuticals is currently marketing a generic oxaliplatin product. The U.S. District Court for the District of New Jersey recently found that a proposed settlement agreement between sanofi-aventis and Sun Pharmaceuticals was enforceable. That decision is subject to appeal. Under the Court-determined settlement in the Sun case, it is sanofi-aventis' position that Sun can continue to market their product until the Generic Manufacturers cease selling their unauthorized generic oxaliplatin products. Sanofi-aventis has asked the Court to enter a judgment reflecting that agreement.

## About sanofi-aventis

Sanofi-aventis, a leading global pharmaceutical company, discovers, develops and distributes therapeutic solutions to help improve the lives of patients. Sanofi-aventis is listed in Paris (EURONEXT: SAN) and in New York (NYSE: SNY). For more information, www.sanofi-aventis.us or www.sanofi-aventis.com

## Forward Looking Statements

Sanofi-aventis www.sanofi-aventis.com

This press release contains forward-looking statements as defined in the Private Securities Litigation Reform Act of 1995, as amended. Forward-looking statements are statements that are not historical facts. These statements include projections and estimates and their underlying assumptions, statements regarding plans, objectives, intentions and expectations with respect to future financial results, events, operations, services, product development and potential and statements regarding future performance. Forward-looking statements are generally identified by the words "expects," "anticipates," "believes," "intends," "estimates," "plans" and similar expressions. Although sanofi-aventis' management believes that the expectations reflected in such forward-looking statements are reasonable, investors are cautioned that forward-looking information and statements are subject to various risks and uncertainties, many of which are difficult to predict and generally beyond the control of sanofi-aventis, that could cause actual results and developments to differ materially from those expressed in, or implied or projected by, the forward-looking



information and statements. These risks and uncertainties include among other things, the uncertainties inherent in research and development, future clinical data and analysis, including post marketing, decisions by regulatory authorities, such as the FDA or the EMA, regarding whether and when to approve any drug, device or biological application that may be filed for any such product candidates as well as their decisions regarding labeling and other matters that could affect the availability or commercial potential of such products candidates, the absence of guarantee that the products candidates if approved will be commercially successful, the future approval and commercial success of therapeutic alternatives, the Group's ability to benefit from external growth opportunities as well as those discussed or identified in the public filings with the SEC and the AMF made by sanofi-aventis, including those listed under "Risk Factors" and "Cautionary Statement Regarding Forward-Looking Statements" in sanofi-aventis does not undertake any obligation to update or revise any forward-looking information or statements.