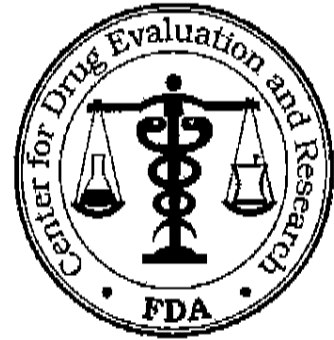


ANDA 090548



OFFICE OF GENERIC DRUGS

Office of Generic Drugs (HFD-600)
Center for Drug Evaluation and Research
Food and Drug Administration
Metro Park North VII
7620 Standish Place
Rockville, MD 20855
Fax: 240-276-9327

FAX TRANSMISSION COVER SHEET

APPLICANT: Apotex Corp.
U.S. Agent for Apotex Inc.
ATTN: Kiran Krishnan

TEL: (954) 384-3986

FAX: (866) 392-1774

FROM: Robert Gaines

FDA CONTACT PHONE: (240) 276-8495

Dear Sir:

This facsimile is in reference to your abbreviated new drug application dated May 1, 2008, submitted pursuant to Section 505(j) of the Federal Food, Drug, and Cosmetic Act for Atorvastatin Tablets, 10 mg, 20 mg, 40 mg, and 80 mg.

We are pleased to inform you that this application is APPROVED!

THIS DOCUMENT IS INTENDED ONLY FOR THE USE OF THE PARTY TO WHOM IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, OR PROTECTED FROM DISCLOSURE UNDER APPLICABLE LAW.

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DEPARTMENT OF HEALTH & HUMAN SERVICES

Food and Drug Administration
Rockville, MD 20857

ANDA 090548

Apotex Corp.
U.S. Agent for: Apotex Inc.
Attention: Kiran Krishnan
Director, North American Regulatory Affairs
2400 North Commerce Parkway, Suite 400
Weston, FL 33326

Dear Sir:

This is in reference to your abbreviated new drug application (ANDA) dated May 1, 2008, submitted pursuant to section 505(j) of the Federal Food, Drug, and Cosmetic Act (the Act), for Atorvastatin Calcium Tablets, 10 mg (base), 20 mg (base), 40 mg (base), and 80 mg (base).

Reference is also made to the tentative approval letter issued by this office on April 24, 2012, and amendments dated April 25, and May 9, 2012.

We have completed the review of this ANDA and have concluded that adequate information has been presented to demonstrate that the drug is safe and effective for use as recommended in the submitted labeling. Accordingly the ANDA is approved, effective on the date of this letter. The Division of Bioequivalence has determined your Atorvastatin Calcium Tablets, 10 mg (base), 20 mg (base), 40 mg (base), and 80 mg (base) to be bioequivalent and, therefore, therapeutically equivalent to the reference listed drug (RLD), Lipitor Tablets, 10 mg (base), 20 mg (base), 40 mg (base) and 80 mg (base) of Pfizer Inc. (Pfizer). Your dissolution testing should be incorporated into the stability and quality control program using the same method proposed in your ANDA.

The RLD upon which you have based your ANDA, Pfizer's Lipitor Tablets, is subject to periods of patent protection. The following patents with their expiration dates (with pediatric exclusivity added) are currently listed in the agency's publication titled Approved Drug Products with Therapeutic Equivalence Evaluations (the "Orange Book") for this drug product:

<u>U.S. Patent Number</u>	<u>Expiration Date</u>
5,686,104 (the '104 patent)	May 11, 2015
5,969,156 (the '156 patent)	January 8, 2017
6,126,971 (the '971 patent)	July 19, 2013

Your ANDA contains paragraph IV certifications under section 505(j)(2)(A)(vii)(IV) of the Act stating that each of these patents is invalid, unenforceable, or will not be infringed by your manufacture, use, or sale of Atorvastatin Calcium Tablets, 10 mg (base), 20 mg (base), 40 mg

(base), and 80 mg (base), under this ANDA. You notified the agency that Apotex Corp. (Apotex) complied with the requirements of section 505(j)(2)(B) of the Act, and that no action for infringement of any of these patents was brought against Apotex within the statutory 45-day period.

Under section 506A of the Act, certain changes in the conditions described in this ANDA require an approved supplemental application before the change may be made.

Please note that if FDA requires a Risk Evaluation & Mitigation Strategy (REMS) for a listed drug, an ANDA citing that listed drug also will be required to have a REMS. See section 505-1(i) of the Act.

Postmarketing reporting requirements for this ANDA are set forth in 21 CFR 314.80-81 and 314.98. The Office of Generic Drugs should be advised of any change in the marketing status of this drug.

Promotional materials may be submitted to FDA for comment prior to publication or dissemination. Please note that these submissions are voluntary. If you desire comments on proposed launch promotional materials with respect to compliance with applicable regulatory requirements, we recommend you submit, in draft or mock-up form, two copies of both the promotional materials and package insert directly to:

Food and Drug Administration
Center for Drug Evaluation and Research
Office of Prescription Drug Promotion
5901-B Ammendale Road
Beltsville, MD 20705

We call your attention to 21 CFR 314.81(b)(3) which requires that all promotional materials be submitted to the Office of Prescription Drug Promotion with a completed Form FDA 2253 at the time of their initial use.

As soon as possible, but no later than 14 days from the date of this letter, submit, using the FDA automated drug registration and listing system (eLIST), the content of labeling [21 CFR 314.50(l)] in structured product labeling (SPL) format, as described at <http://www.fda.gov/ForIndustry/DataStandards/StructuredProductLabeling/default.htm>, that is identical in content to the approved labeling (including the package insert, and any patient package insert and/or Medication Guide that may be required). Information on submitting SPL files using eLIST may be found in the guidance for industry titled "SPL Standard for Content of Labeling Technical Qs and As" at <http://www.fda.gov/downloads/DrugsGuidanceComplianceRegulatoryInformation/Guidances/UCM072392.pdf>.

The SPL will be accessible via publicly available labeling repositories.

Sincerely yours,

{See appended electronic signature page}

Keith Webber, Ph.D.
Deputy Director
Office of Pharmaceutical Science
Center for Drug Evaluation and Research

This is a representation of an electronic record that was signed electronically and this page is the manifestation of the electronic signature.

/s/

ROBERT L WEST

05/29/2012

Deputy Director, Office of Generic Drugs
for Keith Webber, Ph.D.