

NEWS RELEASE



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Nippon Shinyaku Initiates Litigation Against Sarepta

Kyoto, Japan, July 14, 2021 –Nippon Shinyaku Co., Ltd. (Nippon Shinyaku; Headquarters, Kyoto; President, Toru Nakai) today announced the initiation of three litigations against Sarepta Therapeutics in the United States District Court of Delaware in Wilmington, Del. to defend the company's intellectual property.

[Outline of the litigations]

Nippon Shinyaku is seeking an injunction to terminate Sarepta's inter partes review (IPR) petitions Sarepta previously filed to challenge the validity of patents held by Nippon Shinyaku related to the company's antisense nucleotide pharmaceutical technology.

The company is also seeking a determination that patents Sarepta previously acquired from the University of Western Australia (UWA) are invalid and not infringed by VILTEPSO. VILTEPSO was discovered by scientists from Nippon Shinyaku and its allied research institute, and its discovery was independent of any intellectual property claimed by Sarepta.

In addition, Nippon Shinyaku has filed an infringement action related to Sarepta's therapy for Duchenne muscular dystrophy, VYONDYS 53, since Nippon Shinyaku's patents include the VYONDYS 53 nucleotide sequence.

The company believes that Sarepta's unreasonably broad assertion of its patents, if permitted, would stifle innovation and development of new and novel therapies for Duchenne for Nippon Shinyaku and others, and would be detrimental to the patients. Nippon Shinyaku is confident in the legitimacy of the company's intellectual property -- and remains committed to providing research-driven advances for the treatment of rare diseases. This litigation will not affect access to VILTEPSO.

Nippon Shinyaku's legal actions also do not prevent access to VYONDYS 53, or any other commercial or investigational Duchenne therapies managed by Sarepta or any other life science company pursuing research in Duchenne. Nippon Shinyaku is only seeking compensation related to Sarepta's infringement of the company's intellectual property.

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