

'Reverse Payments' Shot Down in Third Circuit

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Declining to follow a decade-long line of appellate decisions, the U.S. Court of Appeals for the Third Circuit ruled that the settlement of a patent infringement dispute between rival drug makers that involved a payment to the alleged infringer likely violated antitrust laws. The Third Circuit also decided that health care providers lacked standing to bring federal antitrust claims against a hypodermic products supplier because they bought the products from distributors, who had the right to seek recovery instead.