

AXIRON® GENERIC LAUNCHED IN THE UNITED STATES

On 6 July 2017, Acrux confirmed that a generic version of Axiron® (testosterone topical solution) has been launched in the United States by Perrigo.

Acrux also confirmed the availability of an Authorised Generic version of Axiron in the United States, through a marketing and distribution agreement between Eli Lilly and Company (Lilly) and a leading authorised generics company. The Authorised Generic provides patients with the similar experience of the Axiron branded product at a price that competes with generics. Acrux will receive a royalty from the sales of Axiron and the Authorised Generic.

Lilly and Acrux continue to believe that the Axiron axilla application patent is valid and enforceable. Lilly and Acrux are committed to asserting their intellectual property rights for Axiron and the Appeal, and proceedings remain underway. The Appeal is expected to be heard in the third quarter 2017.

For further information, contact

Michael Kotsanis, CEO and Managing Director: 03 8379 0100

About the appeal litigation

On 23rd August 2016, Acrux, and its partner Eli Lilly and Company, appealed the decision by the United States District Court for the Southern District of Indiana, in which the Axiron® formulation and axilla application patents granted by the US Patent and Trademark Office were held invalid, and in which the applicator patent was held valid but not infringed by the majority of parties. During the pendency of the appeal, the formulation patent expired and is no longer subject to the appeal proceedings. Lilly and Acrux are represented by Finnegan, Henderson, Farabow, Garrett & Dunner, LLP which is a firm with significant expertise in patent litigation in the United States.

About Acrux

Acrux (ASX: ACR) is a pharmaceutical company dedicated to developing and commercialising specialty and generic topical pharmaceuticals. Incorporated in 1998 and using in house facilities and capabilities, Acrux has successfully developed and commercialised through licensees a number of pharmaceutical products in the US and Europe using the Patchless Patch™, a fast-drying and invisible topical application technology. Marketed products include Axiron®, Evamist® and Lenzetto®. More recently, in addition to specialty products, Acrux has identified and initiated development of a range of generic products. Acrux is leveraging its on-site laboratories, GMP manufacturing suite, clinical and commercial experience to bring more products to market. Acrux encourages collaboration and is well positioned to discuss partnering and product development.

For further information on Acrux, visit www.acrux.com.au

