

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

FOREST LABORATORIES, LLC and)
FOREST LABORATORIES HOLDINGS, LTD.,)

Plaintiffs,)

v.)

SIGMAPHARM LABORATORIES, LLC, et al.,)

Defendants.)

C.A. No. 14-1119 (MSG)
CONSOLIDATED

FOREST LABORATORIES, LLC and)
FOREST LABORATORIES HOLDINGS, LTD.,)

Plaintiffs,)

v.)

AMNEAL PHARMACEUTICALS, LLC,)
AMNEAL PHARMACEUTICALS OF)
NEW YORK, LLC and)
AMNEAL PHARMACEUTICALS CO.)
INDIA PVT. LTD.,)

Defendants.)

C.A. No. 15-430 (SLR)

**DEFENDANTS AMNEAL PHARMACEUTICALS, LLC, AMNEAL
PHARMACEUTICALS OF NEW YORK, LLC, AND AMNEAL PHARMACEUTICALS
CO. INDIA PVT. LTD.’S NOTICE OF APPEAL**

Notice is hereby given that Defendants Amneal Pharmaceuticals, LLC (“Amneal Pharmaceuticals”), Amneal Pharmaceuticals of New York, LLC (“Amneal New York”), and Amneal Pharmaceuticals Co. India PVT. LTD. (“Amneal India”) (collectively, “Amneal Defendants”) in the above captioned matters hereby appeal to the United States Court of Appeals for the Federal Circuit from the portions of the June 30, 2017 Opinion (C.A. No. 14-1119, D.I. 322) and the July 11, 2017 Final Judgement (C.A. No. 14-1119, D.I. 325; C.A. No. 15-430, D.I. 24) holding not invalid claims 1, 2, 4, 5, 6, 9 and 10 of U.S. Patent No. 5,763,476 (the “476

patent”) (i.e., all asserted claims of the ‘476 patent), and from all underlying or other decisions, orders, rulings, and findings adverse to Amneal Defendants.

Amneal Defendants file this Notice of Appeal within thirty days of the Court’s June 30, 2017, Opinion (C.A. No. 14-1119, D.I. 322) and the July 11, 2017 Final Judgment (C.A. No. 14-1119, D.I. 325; C.A. No. 15-430, D.I. 24). Amneal Defendants reserve their right to file a Supplemental Notice of Appeal within thirty days of the entry of Final Judgment.

In accordance with 28 U.S.C. §§ 1913 and 1917, Rule 52 of the Federal Circuit Rules of Practice, and Rule 3(e) of the Federal Rules of Appellate Procedure, Amneal Defendants are submitting, contemporaneously with the filing of this Notice of Appeal, payment of \$505.00, representing the \$500.00 docketing fee and the \$5.00 filing fee.

Dated: July 28, 2017

SMITH, KATZENSTEIN & JENKINS LLP

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