

Notice is hereby given that Apotex Inc. and Apotex Corp. (collectively, “Apotex”), Defendants in the above-captioned action, hereby cross-appeal to the United States Court of Appeals for the Federal Circuit from the Court’s Order of June 15, 2012 (ECF No. 444), and

from all decisions, opinions, orders, and rulings subsumed therein and/or made prior to entry of the June 15, 2012 Order in this action, including, but not limited to, the following:

- From the Court's June 15, 2012 Order to the extent that it denied Apotex's claims, submitted at trial, of patent invalidity for lack of patentable subject matter, anticipation, and obviousness pursuant to 35 U.S.C. §§ 101, 102, and 103;
- From the Court's Memorandum Opinion (ECF Nos. 443 and 445);
- From the Court's April 23, 2012 Order (ECF No. 398) denying, *inter alia*, Apotex's Appeal of the Magistrate Judge's Orders of November 29, 2011 (ECF No. 246); and
- From the Court's April 23, 2012 Order (ECF No. 401) denying, *inter alia*, Apotex's motions *in limine* to preclude: (1) testimony from Dr. Bernhardt Trout (ECF No. 330); (2) testimony from Dr. Stephen R. Durham (ECF No. 336); (3) purported evidence of alleged commercial success (ECF No. 334); and (4) testimony from Dr. Petra Högger (ECF No. 340).

Included herewith is payment of the filing fee (\$5.00) and the docketing fee (\$450.00) as required by 28 U.S.C. § 1917 and Federal Circuit Rule 52(a)(3)(A), respectively, and Federal Rule of Appellate Procedure 3(e).

Dated: July 18, 2012

Respectfully submitted,

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