

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**CEPHALON, INC. and
ACUSPHERE, INC.,**

Plaintiffs,

v.

**CELGENE CORP. and ABRAXIS
BIOSCIENCE, LLC,**

Defendants.

Civil Action No.: 1:11-cv-12226-RGS

NOTICE OF APPEAL

Notice is hereby given that Cephalon, Inc. and Acusphere, Inc., plaintiffs in the above-named matter, hereby appeal to the United States Court of Appeals for the Federal Circuit from the Stipulated Final Judgment of Noninfringement (Dkt. 81) entered in this action on March 18, 2014, together with all underlying orders, rulings, and findings, including without limitation the Court's Claim Construction Order (Dkt. 75).

Respectfully submitted,

CEPHALON, INC. and ACUSPHERE, INC.

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Dated: April 15, 2014

CERTIFICATE OF SERVICE

I, Nicholas K. Mitrokostas, hereby certify that the foregoing document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on April 15, 2014.

/s/ Nicholas K. Mitrokostas