THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

MERCK SHARP & DOHME CORP.,)
Plaintiff,)
V.) C.A. No. 14-915 (RGA)
HOSPIRA, INC.,) CONSOLIDATED)
Defendant.	,)

NOTICE OF APPEAL

Notice is given that Plaintiff Merck Sharp & Dohme Corp. ("MSD") in the above-captioned case hereby appeals to the United States Court of Appeals for the Federal Circuit from the Judgment entered on October 24, 2016 (D.I. 222), from the Trial Opinion entered in this action on October 7, 2016 (D.I. 220), and from all findings, rulings, determinations, conclusions, orders, opinions, and decisions leading to, or merged or incorporated into, D.I. 220 and 222, and from all subsidiary findings and conclusions of the Court.

Included herewith is payment of the filing fee (\$5.00) and docketing fee (\$500.00) as required by 28 U.S.C. § 1917, Federal Circuit Rule 52(a)(3)(A), Federal Rule of Appellate Procedure 3(e), and the United States District Court for the District of Delaware fee schedule (effective June 1, 2016).

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/s/Derek J. Fahnestock

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October 24, 2016 10501025

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CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2016, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on, October 24, 2016, upon the following in the manner indicated:

Melanie K. Sharp, Esquire Samantha G. Wilson, Esquire YOUNG CONAWAY STARGATT & TAYLOR, LLP Rodney Square 1000 North King Street Wilmington, DE 19801 Attorneys for Defendant Hospira, Inc. VIA ELECTRONIC MAIL

Thomas J. Meloro, Esquire Michael W. Johnson, Esquire Tara L. Thieme, Esquire WILLKIE FARR & GALLAGHER LLP 787 Seventh Avenue New York, NY 10019-6099 Attorneys for Defendant Hospira, Inc. VIA ELECTRONIC MAIL

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