

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

PAR PHARMACEUTICAL, INC. and
ALKERMES PHARMA IRELAND LIMITED

Plaintiffs,

v.

TWI PHARMACEUTICALS, INC.,

Defendant.

C.A. No. 11-cv-2466-CCB

TWI PHARMACEUTICALS, INC.’S NOTICE OF CROSS-APPEAL

Notice is hereby given that Defendant TWi Pharmaceuticals, Inc. (“TWi”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the following:

1. September 27, 2016 Memorandum [ECF 349] and Order [ECF 350] denying in part Defendant’s Motion to Execute Injunction Bonds Memorandum with regard to the amount of damages awarded to Defendant; and

2. September 27, 2016 Memorandum [ECF 351] and Order [ECF 352] denying Defendant’s Motion for Attorney Fees and Finding of Exceptional Case.

TWi’s appeal also necessarily includes all findings, rulings, determinations, conclusions, orders, opinions, and decisions leading thereto or merged or incorporated therein, and from all subsidiary findings and conclusions of the Court.

Dated: October 25, 2016

HUSCH BLACKWELL LLP

/s/ John A. Sholar, Jr .
John A. Sholar (No. 18333)
john.sholar@huschblackwell.com
Don. J. Mizerk (*pro hac vice*)
don.mizerk@huschblackwell.com
HUSCH BLACKWELL LLP
120 S. Riverside Plaza, 22nd Floor
Chicago, IL 60606
Telephone: (312) 655-1500
Facsimile: (312) 655-1501

Attorneys for Defendant
TWI PHARMACEUTICALS, INC.

CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2016, I caused this document to be electronically filed with the Clerk of the Court for the United States District Court, District of Maryland, by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

James P Ulwick

Kramon and Graham PA
One South St., Ste. 2600
Baltimore, MD 21202
julwick@kg-law.com

Jack B Blumenfeld

Maryellen Noreika

Jeremy A. Tigan

Morris Nichols Arsht and Tunnell LLP
1201 N Market St 18th Fl.
Wilmington, DE 19899
jblumenfeld@mnat.com
mnoreika@mnat.com
jtigan@mnat.com

Daniel G Brown

Gina R. Gencarelli

Jennifer R Saionz

Terrence J. Connolly

Latham and Watkins LLP
885 Third Ave
New York, NY 10022
daniel.brown@lw.com
gina.gencarelli@lw.com
jennifer.saionz@lw.com
terrence.connolly@lw.com

Terrence P.J. Kearney

Sami Sedghani

Michael R Seringhaus

Latham and Watkins LLP
140 Scott Dr.
Menlo Park, CA 16504
terry.kearney@lw.com
sami.sedghani@lw.com
michael.seringhaus@lw.com

Roger J Chin

Latham and Watkins LLP
505 Montgomery St., Ste. 2000
San Francisco, CA 94111
roger.chin@lw.com

Jennifer Koh

Latham and Watkins LLP
12636 High Bluff Drive
Suite 400
San Diego, CA 92130
Jennifer.koh@lw.com

Thomas J. Humphrey

Alexandra P. Shechtel

Latham and Watkins LLP
555 11th Street NW, Ste 1000
Washington, D.C. 2004
thomas.humphrey@lw.com
alexandra.shechtel@lw.com

/s/ John A. Sholar, Jr.