

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

INDIVIOR INC., INDIVIOR UK LIMITED,  
and AQUESTIVE THERAPEUTICS, INC.,

Plaintiffs,

v.

MYLAN TECHNOLOGIES INC., MYLAN  
PHARMACEUTICALS INC., and MYLAN  
N.V.,

Defendants.

C.A. No. 15-1016-RGA

INDIVIOR INC., INDIVIOR UK LIMITED,  
and AQUESTIVE THERAPEUTICS, INC.,

Plaintiffs,

v.

ALVOGEN PINE BROOK LLC,

Defendant.

C.A. No. 15-0477-RGA

**NOTICE OF CONTINGENT CROSS-APPEAL BY  
DEFENDANT ALVOGEN PINE BROOK LLC**

On May 9, 2018, Plaintiffs filed a Notice of Appeal to the United States Court of Appeals for the Federal Circuit in this action (D.I. 295 in C.A. No. 15-1016-RGA, docketed as Appeal No. 18-1949), appealing, *inter alia*, from the District Court's entry of Final Judgment on May 8, 2018 (D.I. 293 in C.A. No. 15-1016-RGA) and Trial Opinion (D.I. 283 in C.A. 15-1016-RGA) as to Defendant Alvogen Pine Brook LLC ("Alvogen").

Notice is hereby given that Alvogen conditionally appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered by the District Court on May 8, 2018 (D.I. 295 in C.A. No. 15-1016-RGA) and all orders entered adversely to Alvogen relating

to Alvogen's counterclaim of invalidity and all defenses that the patents-in-suit are invalid in order to preserve Defendants' rights in the event the Federal Circuit or the Supreme Court of the United States were to grant Plaintiffs any relief with respect to the judgment. This cross-appeal is related to the appeal noticed by Plaintiffs on May 9, 2018, and is contingent on the Federal Circuit not affirming the judgment of this Court in all respects.

Pursuant to Federal Rule of Appellate Procedure 3(e), this Notice is accompanied by payment of the filing fee (\$5.00) as required by 28 U.S.C. § 1917, and the docketing fee (\$500.00) as required by Federal Circuit Rules 52(a)(2) and 52(a)(3).

Dated: June 4, 2018

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