

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

BAYER HEALTHCARE LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 16-1122-RGA
)	
BAXALTA INCORPORATED,)	
BAXALTA US INC., and)	
NEKTAR THERAPEUTICS,)	
)	
Defendants.)	
)	

**DEFENDANTS’ NOTICE OF APPEAL TO THE
UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT**

Notice is hereby given under Fed. R. App. P. 3 that Defendants Baxalta Incorporated and Baxalta US Inc. (collectively, “Defendants”) hereby appeal to the United States Court of Appeals for the Federal Circuit from: (1) the September 10, 2019 Final Judgment (D.I. 507); (2) the Court’s August 23, 2019 Order (D.I. 502) denying Defendants’ motion for judgment as a matter of law under Rule 50(b) or for a new trial under Rule 59(a); (3) the Court’s August 26, 2019 Order (D.I. 504) granting Plaintiff’s motion under Rule 59; (4) the February 8, 2019 judgment (D.I. 412); and (5) any and all other judgments, orders, opinions, decisions, rulings, and findings adverse to Defendants, including but not limited to the Court’s July 5, 2018 Claim Construction Order (D.I. 200) and the opinion underlying that Order (D.I. 195); the Court’s December 21, 2018 Order (D.I. 320) denying Defendants’ motion for summary judgment; the Court’s January 25, 2019 Memorandum Order (D.I. 372) denying Defendants’ motion to exclude expert testimony; and the Court’s February 4, 2019 ruling (*see* D.I. 497 at 1440:8-1442:23) on Plaintiff’s motion for judgment as a matter of law.

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