

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

AMGEN INC.,

Plaintiff,

v.

SANDOZ INC., *et al.*,

Defendants.

Civil Action No. 18-11026 (MAS) (DEA)
(Consolidated)

AMGEN INC.,

Plaintiff,

v.

ZYDUS PHARMACEUTICALS (USA)
INC.,

Defendant.

Civil Action No. 18-11267 (MAS) (DEA)

AMGEN INC.,

Plaintiff,

v.

ZYDUS PHARMACEUTICALS (USA)
INC.,

Defendant.

Civil Action No. 19-18806 (MAS) (DEA)

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

Notice is hereby given that Defendant Zydus Pharmaceuticals (USA) Inc. hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered in this action on the 28th day of September, 2021 (ECF No. 516 in Civil Action No. 18-11026; ECF No. 63 in Civil Action No. 18-11267; and ECF No. 41 in Civil Action No. 19-18806) concerning the validity of and enforceability of U.S. Patent No. 7,427,638 (“the ’638 patent”) (*id. at* ¶¶ 14, 19, 22-23), and from any and all other adverse orders, findings, or conclusions relating to the ’638 patent, including, without limitation, from the Opinion entered in this action on the 21st day of September, 2021 (ECF No. 510); from the Order entered in this action on the 15th day of July, 2021 (ECF No. 473); from the Memorandum Order entered in this action on the 2nd day of July, 2021 (ECF No. 465); and from the Order entered in this action on the 7th day of June 2021 (ECF No. 404). Included herewith is payment of the filing fee (\$5.00) and the docketing fee (\$500.00) as required by 28 U.S.C. § 1917 and Federal Circuit Rule 52(a)(3)(A), and Federal Rule of Appellate Procedure 3(e).

Respectfully submitted this 27th day of October, 2021.

Dated: October 27, 2021

By: *s/Theodora McCormick*
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