UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

ACTELION PHARMACEUTICALS LTD,

Plaintiff,

v.

Civil Action No. 1:20-CV-110 (JPB) Honorable John Preston Bailey

MYLAN PHARMACEUTICALS INC.,

Defendant.

NOTICE OF APPEAL

Defendant Mylan Pharmaceuticals Inc. appeals to the United States Court of Appeals for the Federal Circuit from the final judgment and order of permanent injunction entered on June 6, 2022, (ECF No. 185), and all other judgments, rulings, opinions, decisions, and orders merged therein. *See* Fed. R. App. P. 3(c)(4). This includes, but is not limited to, the District Court's memorandum opinion and order adopting plaintiff's proposed claim construction entered on February 14, 2022. (ECF No. 143.)

[Signature block follows.]

Date: June 7, 2022

Respectfully submitted,

/s/ William J. O'Brien

Gordon H. Copland (WV Bar No. 828) William J. O'Brien (WV Bar No. 10549) STEPTOE & JOHNSON PLLC 400 White Oaks Blvd. Bridgeport, WV 26330 gordon.copeland@steptoe-johnson.com william.obrien@steptoe-johnson.com (304) 933-8000

Of Counsel:

Deepro R. Mukerjee Lance Soderstrom KATTEN MUCHIN ROSEMAN LLP 575 Madison Avenue New York, NY 10022 deepro.mukerjee@katten.com lance.soderstrom@katten.com (212) 940-8800

Jitendra Malik KATTEN MUCHIN ROSEMAN LLP 550 S. Tryon Street, Suite 2900 Charlotte, NC 28202 jitty.malik@katten.com (704) 444-2000

Jillian M. Schurr KATTEN MUCHIN ROSEMAN LLP 525 W. Monroe Street Chicago, IL 60661-3693 jillian.schurr@katten.com (312) 902-5200

Attorneys for Defendant Mylan Pharmaceuticals Inc.

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the foregoing document to be filed on June 7, 2022, with the Clerk of the Court for the United States District Court for the Northern District of West Virginia using the Court's electronic filing system, which will send a notice of electronic filing to all attorneys appearing in this matter.

/s/ William J. O'Brien