Gregory D. Miller Gene Y. Kang

RIVKIN RADLER LLP

25 Main Street Court Plaza North, Suite 501 Hackensack, NJ 07601-7082 Telephone: (201) 287-2460

Facsimile: (201) 489-0495

Charles B. Klein (admitted *pro hac vice*) Jovial Wong (admitted *pro hac vice*) Sharon Lin (admitted *pro hac vice*) WINSTON & STRAWN LLP

1901 L Street, NW Washington, DC 20036 Telephone: (202) 282-5000 Facsimile: (202) 282-5100

Alison M. King (admitted *pro hac vice*) Katherine L. Kyman (admitted *pro hac vice*) **WINSTON & STRAWN LLP** 35 W. Wacker Dr. Chicago, IL 60601

Telephone: (312) 558-5600 Facsimile: (312) 558-5700

Attorneys for Defendants/Counterclaim Plaintiffs
Sun Pharmaceutical Industries Ltd., Sun Pharma Global FZE,
Sun Pharma Global, Inc., and Sun Pharmaceutical Industries, Inc.

UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

OREXO AB and OREXO US, INC.,

Plaintiffs/Counterclaim Defendants,

v.

SUN PHARMACEUTICAL INDUSTRIES LIMITED, SUN PHARMA GLOBAL FZE, SUN PHARMA GLOBAL, INC., and SUN PHARMACEUTICAL INDUSTRIES, INC.

Defendants/Counterclaim Plaintiffs.

Civil Action No. 3:20-cv-12588 (GC)(DEA) (consolidated)

NOTICE OF APPEAL OF SUN PHARMACEUTICAL INDUSTRIES LIMITED, SUN PHARMA GLOBAL FZE, SUN PHARMA GLOBAL, INC., AND SUN PHARMACEUTICAL INDUSTRIES, INC. TO THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

Defendants Sun Pharmaceutical Industries Limited, Sun Pharma Global FZE, Sun Pharma Global, Inc., and Sun Pharmaceutical Industries, Inc. appeal to the United States Court of Appeals for the Federal Circuit from the final judgment entered on July 20, 2023 (D.E. 430), and from all underlying judgments, rulings, opinions, decisions, and orders in this action and the actions with which it was consolidated for discovery and trial (No. 3:21-cv-13320 and 3:21-cv-17941), that were incorporated into or resulted in the final judgment, and all other appealable prior or underlying orders, rulings, and findings, including but not limited to the Court's Claim Construction Order entered on January 25, 2023 (D.E. 340), Claim Construction Opinion entered on January 26, 2023 (D.E. 343), Order entered on June 30, 2023 (D.E. 424), and Opinion entered on June 30, 2023 (D.E. 425).

Included herewith is payment of the filing fee and the docketing fee as required by 28 U.S.C. § 1913, 28 U.S.C. § 1917, Federal Circuit Rule 52(a)(3) and Rule 3(e) of the Federal Rules of Appellate Procedure.

Dated: July 21, 2023 Respectfully submitted,

s/ Gregory D. Miller

Gregory D. Miller

Gene Y. Kang

RIVKIN RADLER LLP

25 Main Street

Court Plaza North, Suite 501

Hackensack, NJ 07601

Telephone: (201) 287-2460 Facsimile: (201) 489-0495

OF COUNSEL:

Charles B. Klein (admitted *pro hac vice*) Jovial Wong (admitted *pro hac vice*)

Sharon Lin (admitted pro hac vice)

WINSTON & STRAWN LLP

1901 L Street, NW

Washington, DC 20036

Telephone: (202) 282-5000 Facsimile: (202) 282-5100

Alison M. King (admitted *pro hac vice*)

Katherine L. Kyman (admitted *pro hac vice*)

WINSTON & STRAWN LLP

35 W. Wacker Dr. Chicago, IL 60601

Telephone: (312) 558-5600 Facsimile: (312) 558-5700

Attorneys for Defendants/Counterclaim Plaintiffs Sun Pharmaceutical Industries Ltd., Sun Pharma Global FZE, Sun Pharma Global, Inc., and Sun Pharmaceutical Industries, Inc. **CERTIFICATE OF SERVICE**

I hereby certify that on July 21, 2023, I caused to be filed with the Court and served upon

all counsel of record via the ECF System: (1) the foregoing Notice of Appeal of Sun

Pharmaceutical Industries Limited, Sun Pharma Global FZE, Sun Pharma Global, Inc., and Sun

Pharmaceutical Industries, Inc.; and (2) Certificate of Service.

Dated: July 21, 2023

By: <u>s/ Gregory D. Miller</u>

Gregory D. Miller