

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

In re: Rosuvastatin Calcium Patent Litigation	)	
	)	C.A. No. 08-md-1949-JJF
	)	

ASTRAZENECA PHARMACEUTICALS LP,	)	
ASTRAZENECA UK LIMITED,	)	
IPR PHARMACEUTICALS, INC., and	)	
SHIONOGI SEIYAKU KABUSHIKI KAISHA,	)	

Plaintiffs,

v.

COBALT PHARMACEUTICALS INC., and	)	
COBALT LABORATORIES INC.,	)	
	)	

Defendants.

C.A. No. 07-811-JJF-LPS

**DEFENDANTS COBALT PHARMACEUTICALS INC. AND
COBALT LABORATORIES INC.'S NOTICE OF APPEAL TO THE
UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT**

PLEASE TAKE NOTICE that pursuant to Rule 4(a) of the Federal Rules of Appellate Procedure, Defendants Cobalt Pharmaceuticals Inc. and Cobalt Laboratories Inc. (collectively "Cobalt") hereby appeal to the United States Court of Appeals for the Federal Circuit from the Amended Final Judgment Order entered in this action on July 15, 2010 (08-md-1949, D.I. 563 and 07-cv-811, D.I. 327), and the Memorandum Opinion filed on June 29, 2010 (08-md-1949, D.I. 555 and 07-cv-811, D.I. 319), denying Cobalt's Counterclaims alleging invalidity and unenforceability of Plaintiff Shionogi Seiyaku Kabushiki Kaisha's U.S. Patent No. RE 37,314.

Respectfully submitted,

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Dated: August 10, 2010
977939/ 32546

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CERTIFICATE OF SERVICE

I, Richard L. Horwitz, hereby certify that on August 10, 2010, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on August 10, 2010, the attached document was Electronically Mailed to the following person(s):

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