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

In re Rosuvastatin Calcium Patent Litigation	MDL No. 08-1949-JJF
AstraZeneca Pharmaceuticals LP, AstraZeneca UK Limited, IPR Pharmaceuticals, Inc., and Shionogi Seiyaku Kabushiki Kaisha, Plaintiffs,	Civ. A. No. 07-806-JJF
v.	
Sun Pharmaceutical Industries Ltd.,	
Defendant.	

# **NOTICE OF APPEAL**

Notice is hereby given that Sun Pharmaceutical Industries Ltd. ("Sun"), defendant in the above captioned case before Judge Joseph J. Farnan, Jr., will appeal to the United States Court of Appeals for the Federal Circuit from the Amended Final Judgment Order of July 15, 2010 (No. 08-1949, D.I. 563; 07-806, D.I. 284). Sun appeals all issues appealable in this case including but not limited to the Memorandum Opinion dated June 29, 2010 and all underlying orders, rulings, and findings made prior to and during trial, to the extent they apply to Sun.

Of Counsel:

Charles B. Klein John K. Hsu WINSTON & STRAWN LLP 1700 K Street, NW Washington, DC 20006 Telephone; (202) 282-5000 Facsimile: (202) 282-5100 <u>cklein@winston.com</u> jhsu@winston.com

Dated: August 11, 2010

Respectfully submitted,

<u>/s/ John M. Seaman</u> Kevin G. Abrams (#2375) John M. Seaman (#3868) ABRAMS & BAYLISS LLP 20 Montchanin Road, Suite 200 Wilmington, DE 19807 Telephone: (302) 778-1000 Facsimile: (302) 778-1001 abrams@abramsbayliss.com seaman@abramsbayliss.com

Attorneys for Defendant Sun Pharmaceutical Industries Ltd.

{A&B-00148723-}

## **CERTIFICATE OF SERVICE**

I hereby certify that on August 11, 2010, I electronically filed the foregoing Notice of

Appeal with the Clerk of Court using CM/ECF, which will send notification of such filing to the

following registered participants.

I also certify that on August 11, 2010, I caused to be served true and correct copies of the

foregoing on the following as indicated below:

### **BY HAND AND EMAIL**

AstraZeneca Pharmaceuticals LP, et al., Local Counsel Mary W. Bourke Dana K. Severance CONNOLLY BOVE LODGE & HUTZ LLP 1007 N. Orange Street Wilmington, DE 19899 mbourke@cblh.com dseverance@cblh.com

### **BY U.S. Mail and EMAIL**

AstraZeneca Pharmaceuticals LP, et al., Lead Counsel Ford F. Farabow Charlie E. Lipsey Kenneth M. Frankel York M. Faulkner FINNEGAN, HENDERSON, FARABOW GARRETT & DUNNER, L.L.P. 901 New York Avenue, N.W. Washington, D.C. 20001 ford.farabow@finnegan.com charlie.lipsey@finnegan.com kenneth.frankel@finnegan.com york.faulkner@finnegan.com

Henry J. Renk FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, NY 10112 hrenk@fchs.com

/s/ John M. Seaman

John M. Seaman (#3868) ABRAMS & BAYLISS LLP 20 Montchanin Road, Suite 200 Wilmington, DE 19807 Telephone: (302) 778-1000 seaman@abramsbayliss.com