

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

TEVA PHARMACEUTICALS USA, INC.,
TEVA PHARMACEUTICAL INDUSTRIES
LTD., TEVA NEUROSCIENCE, INC., and
YEDA RESEARCH AND DEVELOPMENT
CO. LTD.,

Plaintiffs,

v.

SANDOZ INC., SANDOZ
INTERNATIONAL GMBH, NOVARTIS AG,
and MOMENTA PHARMACEUTICALS,
INC.,

Defendants.

Civil Action No. 08-CV-7611 (BSJ)(AJP)

ECF Case

TEVA PHARMACEUTICALS USA, INC.,
TEVA PHARMACEUTICAL INDUSTRIES
LTD., TEVA NEUROSCIENCE, INC., and
YEDA RESEARCH AND DEVELOPMENT
CO. LTD.,

Plaintiffs,

v.

MYLAN PHARMACEUTICALS INC.,
MYLAN INC., and NATCO PHARMA LTD.,

Defendants.

Civil Action No. 09-CV-8824 (BSJ) (AJP)

ECF Case

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

NOTICE IS HEREBY GIVEN pursuant to Rule 3(a) of the Federal Rules of Appellate Procedure that Defendants Sandoz Inc. and Momenta Pharmaceuticals Inc. (collectively "Sandoz") hereby appeal to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered in this action on July 24, 2012. (Dkt. No. 338.) Specifically, Sandoz hereby gives notice of its appeal from the district court's Opinion and Order entered on June 29, 2012 and signed on June 22, 2012 (Dkt. No. 336), Memorandum Opinion and Order on Claim

Construction filed August 29, 2011 (Dkt. No. 273); the Memorandum Opinion and Order on Defendants' Motion for Summary Judgment of Indefiniteness filed September 7, 2010 (Dkt. No. 181); and from any and all other adverse orders and rulings.

A payment of \$455 representing the fees for docketing a case on appeal (*see* 28 U.S.C. § 1913) and for filing a notice of appeal (*see* 28 U.S.C. § 1917) accompanies this filing.

Dated: July 26, 2012

New York, New York

By: /s/ David C. Doyle
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