

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

SCIELE PHARMA, INC., et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C.A. NO. 09-037 (RBK) (JS)
	)	
LUPIN LTD., et al.,	)	(CONSOLIDATED)
	)	
Defendants.	)	
SHIONOGI INC., et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C.A. NO. 10-135 (RBK) (JS)
	)	
MYLAN INC., et al.,	)	
	)	
Defendants.	)	
	)	

**NOTICE OF APPEAL BY LUPIN DEFENDANTS**

PLEASE TAKE NOTICE that defendants Lupin, Ltd. and Lupin Pharmaceuticals, Inc., hereby appeal to the United States Court of Appeals for the Federal Circuit from the Court's Memorandum Opinion and Order of December 6, 2011 [D.I. 279 & 280] and the Court's Memorandum Opinion and Order of February 23, 2012 [D.I. 344 & 345] granting the motion of Shionogi Pharma Inc. for a preliminary injunction.

[SIGNATURES FOLLOW]

February 23, 2012

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