

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

IN RE: CYCLOBENZAPRINE	§	
HYDROCHLORIDE EXTENDED-	§	C.A. No. 09-md-2118-SLR
RELEASE CAPSULE PATENT	§	
LITIGATION	§	

NOTICE OF APPEAL OF IMPAX LABORATORIES, INC.

Notice is hereby given that Impax Laboratories, Inc. (“Impax”) appeals to the **United States Court of Appeals for the Federal Circuit** from the March 15, 2012 Memorandum Order (D.I. 410),¹ and all orders and rulings of the Court leading up to and impacting that order, including but not limited to the May 24, 2011 Injunction Order entered in this action (D.I. 290) and the November 8, 2011 Order Amending Paragraph 2 of the Injunction Order (D.I. 363).

¹ Impax filed its motion to enforce the settlement agreement, which is the subject of the order appealed from, in C.A. No. 09-md-2118-SLR (the main consolidated action) and in C.A. No. 09-cv-018-SLR (the action specific to Impax in which the settlement agreement was entered). Because the Court’s Order appealed from was entered solely in action 2118, Impax files its notice of appeal in that action.

Dated: March 15, 2012

Respectfully submitted,

/s/ Mary B. Matterer

Mary B. Matterer (I.D. #2696)

MORRIS JAMES, LLP

500 Delaware Ave., Ste. 1500

Wilmington, DE 19801-1491

(302) 888-6960

MMatterer@morrisjames.com

C. Kyle Musgrove

Michael M. Shen

HAYNES AND BOONE, LLP

1615 L Street NW, Ste. 800

Washington, DC 20036

(202) 654-4500

Kyle.Musgrove@haynesboone.com

Michael.Shen@haynesboone.com

Debbie McComas

HAYNES AND BOONE, LLP

2323 Victory Ave., Ste. 700

Dallas, TX 75219

(214) 651-5375

Debbie.McComas@haynesboone.com

ATTORNEYS FOR DEFENDANT,

IMPAX LABORATORIES, INC.