

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

LUPIN ATLANTIS HOLDINGS S.A.,

Plaintiff,

v.

MYLAN INC., MYLAN
PHARMACEUTICALS, INC., and
ETHYPHARM S.A.,

Defendants.

Case No. 2:11-cv-03861

Case No. 2:11-cv-03893

NOTICE OF APPEAL

Notice is hereby given that Lupin Atlantis Holdings S.A., Plaintiff in the above-captioned cases, hereby appeals to the United States Court of Appeals for the Federal Circuit from the District Court's Entry of Judgment dated December 28, 2012 (D.I. No. 120)¹ and the Memorandum Opinion dated December 27, 2012 (D.I. No. 117), including and without limitation, the Court's grant of Defendants Mylan Inc.'s and Mylan Pharmaceuticals, Inc.'s motion for summary judgment of noninfringement, the Court's denial of Plaintiff Lupin Atlantis Holdings S.A.'s emergency motion for injunction pending appeal, and any and all decisions of this Court underlying or leading to any of the foregoing.

¹ The above-captioned cases were consolidated as part of multidistrict litigation case no. 11-md-2241, Judge Jed Rakoff, and the D.I. numbers reference filings in the multidistrict litigation docket. Pursuant to guidance from the clerk's office for the United States Court of Appeals for the Federal Circuit, this Notice of Appeal is being filed in the underlying civil action numbers for the individual actions against Mylan.

Date: January 4, 2013

Respectfully submitted,

/s/ Joseph V. DeMarco

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