United States Court of Appeals for the Federal Circuit

2007-1542

NOVARTIS PHARMACEUTICALS CORPORATION, NOVARTIS PHARMA AG, and NOVARTIS INTERNATIONAL PHARMACEUTICAL LTD.,

Plaintiffs-Appellants,

v.

TEVA PHARMACEUTICALS USA, INC.,

Defendant-Appellee.

<u>Robert L. Baechtold</u>, Fitzpatrick, Cella, Harper & Scinto, of New York, New York, argued for plaintiffs-appellants. With him on the brief were <u>Nicholas N. Kallas</u>, <u>Hugh C.</u> <u>Barrett</u>, and <u>Simon D. Roberts</u>.

<u>Henry C. Dinger</u>, Goodwin Procter LLP, of Boston, Massachusetts, argued for defendant-appellee. With him on the brief were <u>Shepard M. Remis</u>, <u>Roland H.</u> <u>Schwillinski</u>, <u>John T. Bennett</u>, and <u>Lana A. Shvartsman</u>.

Appealed from: United States District Court for the District of New Jersey

Judge Dennis M. Cavanaugh

NOTE: This disposition is nonprecedential.

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TEVA PHARMACEUTICALS USA, INC.,

Defendant-Appellee.

Judgment

ON APPEAL from the	United States District Court for the
	District of New Jersey

In CASE NO(S). 05-CV-1887.

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam: (MAYER, SCHALL and LINN, <u>Circuit Judges</u>):

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

DATE: <u>June 9, 2008</u>

/s/ Jan Horbaly Jan Horbaly, Clerk