

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**APOTEX, INC.,**  
*Plaintiff-Appellee,*

v.

**CEPHALON, INC.,**  
*Defendant-Appellant,*

AND

**BARR LABORATORIES, INC., MYLAN  
LABORATORIES, INC., TEVA PHARMACEUTICAL  
INDUSTRIES, LTD., TEVA PHARMACEUTICALS  
USA, INC., RANBAXY LABORATORIES, LTD., AND  
RANBAXY PHARMACEUTICALS, INC.,**  
*Defendants.*

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2012-1417

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Appeal from the United States District Court for the  
Eastern District of Pennsylvania in case no. 06-CV-2768,  
Judge Mitchell S. Goldberg.

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ON MOTION

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**O R D E R**

Cephalon, Inc. ("Cephalon") moves for a 60-day enlargement of time, until September 24, 2012, to file its opening brief. Apotex, Inc. ("Apotex") consents to a 30-day enlargement but opposes a 60-day enlargement.<sup>1</sup>

Upon consideration thereof,

IT IS ORDERED THAT:

Cephalon's motion for an extension of time is granted. Cephalon's opening brief is due no later than September 24, 2012.

FOR THE COURT

**AUG 08 2012**

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

**AUG 08 2012**

**JAN HORBALY**  
**CLERK**

cc: Robert Breisblatt, Esq.  
William F. Lee, Esq.  
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<sup>1</sup> On July 13, 2012, the court received a letter from Apotex counsel objecting to a proposed revision in the caption. The court has not received a request to revise the caption, and the caption is not changed.