

NOTE: This disposition is nonprecedential.

# United States Court of Appeals for the Federal Circuit

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**SENJU PHARMACEUTICAL CO., LTD.,  
KYORIN PHARMACEUTICAL CO., LTD.,  
and ALLERGAN, INC.,**  
*Plaintiffs-Appellants,*

v.

**APOTEX, INC. and APOTEX CORP.,**  
*Defendants-Appellees.*

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2012-1179

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Appeal from the United States District Court for the  
District of Delaware in Case No. 07-CV-0779, Judge  
Sue L. Robinson.

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## JUDGMENT

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RICHARD D. KELLY, Oblon, Spivak, McClelland,  
Maier, & Neustadt, L.L.P., of Alexandria, Virginia,  
argued for plaintiffs-appellants. With him on the brief  
were STEPHEN G. BAXTER, FRANK J. WEST, and TIA D.  
FENTON.

SCOTT B. FEDER, Locke Lord, LLP, of Chicago,  
Illinois, argued for defendants-appellees. With him on  
the brief were HUGH S. BALSAM, DAVID B. ABRAMOWITZ  
and PATRICK C. GALLAGHER; and ALAN B. CLEMENT, of  
New York, New York.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (BRYSON, DYK, and PROST, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

October 5, 2012  
Date

/s/ Jan Horbaly  
Jan Horbaly  
Clerk