IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

NIVAGEN PHARMACEUTICALS, INC.,

Plaintiff,

v.

Civil Action No. 24-0846-GBW

AMNEAL PHARMACEUTICALS, INC., AMNEAL PHARMACEUTICALS of NEW YORK, LLC, AMNEAL PHARMACEUTICALS LLC, AMNEAL PHARMACEUTICALS PVT LTD., AND AMNEAL EU, LTD.,

Defendants.

MEMORANDUM ORDER SETTING REQUIRED BOND AMOUNT

AND NOW this 24th day of September 2024, the Court having entered a Memorandum Opinion (D.I. 61) and Order (D.I. 62) granting Plaintiff Nivagen Pharmaceuticals, Inc.'s Motion for a Temporary Restraining Order and for a Preliminary Injunction (D.I. 12), and having reviewed and considered the parties' respective supplemental briefing on the amount of the required bond (D.I. 57, 58, 59), pursuant to Federal Rule of Civil Procedure 65(c), IT IS HEREBY ORDERED THAT, on or before October 1, 2024, Plaintiff Nivagen Pharmaceuticals, Inc. shall post bond secured in the amount of \$30,000,000.00 (Thirty Million Dollars) and shall provide the Court and Defendant with evidence that the bond has been posted. The bond amount shall remain in effect during the pendency of this action or until further Order of the Court. In the event that Plaintiff Nivagen Pharmaceuticals, Inc. fails to post the bond as required herein, the temporary

restraining order and/or preliminary injunction may	be withdrawn or terminated by Order of the
Court.	

GREGORY B. WILLIAMS UNITED STATES DISTRICT JUDGE