

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE FLONASE ANTITRUST
LITIGATION

THIS DOCUMENT RELATES TO:

ALL ACTIONS

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CIVIL ACTION

NO. 08-3149 (Direct)

NO. 08-3301 (Indirect)

ROXANE LABORATORIES, INC.,
Plaintiff,

v.

SMITHKLINE BEECHAM
CORPORATION d/b/a
GLAXOSMITHKLINE,
Defendant.

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CIVIL ACTION

NO. 09-1638

ORDER

AND NOW, this 2ND day of June 2011, it is **ORDERED** that Defendant SmithKline Beecham Corp. d/b/a GlaxoSmithKline's Motion for Summary Judgment on Noerr-Pennington Grounds (No. 08-3149 (Direct), ECF No. 151; No. 08-3301 (Indirect), ECF No. 190; No. 09-1638 (Roxane), ECF No. 98) is **DENIED**.

s/Anita B. Brody

ANITA B. BRODY, J.

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