

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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

Plaintiffs,

v.

WATSON PHARMACEUTICALS INC. and  
WATSON LABORATORIES, INC.,

Defendants.

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Civil Action No. 09-292-SLR

**STIPULATION AND [PROPOSED] ORDER  
DISMISSING ACTION WITHOUT PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by the parties to the above-captioned action, by and through their undersigned counsel, and subject to the approval of the Court, that pursuant to Federal Rule of Civil Procedure 41(a)(2), the above-captioned action is hereby dismissed without prejudice, with each party to bear its own costs and attorneys' fees in this action.

[SIGNATURES FOLLOW]

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/s/ Daniel M. Silver

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Date: October 27, 2010

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Date: October 27, 2010

SO ORDERED, this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
United States District Judge