

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

TAKEDA PHARMACEUTICAL
COMPANY LIMITED, TAKEDA
PHARMACEUTICALS NORTH
AMERICA, INC., TAKEDA
PHARMACEUTICALS LLC, TAKEDA
PHARMACEUTICALS AMERICA, INC.,
AND ETHYPHARM, S.A.,

Plaintiffs,

v.

MYLAN INC. and MYLAN
PHARMACEUTICALS INC.,

Defendants.

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Civil Action No. 3:11-cv-02506 (JAP)

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R E C E I V E D

JUL 11 2011

AT 8:30 _____ M
WILLIAM T. WALSH
CLERK

STIPULATION REGARDING MYLAN, INC.

Plaintiffs Takeda Pharmaceutical Company Limited, Takeda Pharmaceuticals North America, Inc., Takeda Pharmaceuticals LLC, Takeda Pharmaceuticals America, Inc. (collectively "Takeda") and Ethypharm, S.A. ("Ethypharm") and Defendants Mylan Pharmaceuticals Inc. and Mylan, Inc. hereby stipulate that Takeda and Ethypharm will dismiss Mylan, Inc. as a named defendant in Civil Action No. 3:11-cv-02506 and in return Mylan, Inc. and Matrix Laboratories, Ltd. shall be bound by judgments in this action and provide discovery as if they were parties to said action, subject to the conditions set forth below. It is stipulated that the dismissal of Mylan, Inc. as a defendant in the above-captioned action without prejudice is subject to the following conditions:

1. Following execution of this stipulation by all signatories, Takeda and Ethypharm will promptly advise the Court that Mylan, Inc. should be removed from the case caption in Civil Action No. 3:11-cv-02506.

2. Mylan, Inc. and Matrix Laboratories, Inc. shall be bound, to the same extent Mylan Pharmaceuticals Inc. is bound, by any and all orders, decisions, and judgments entered in Civil Action No. 3:11-cv-02506, including any orders granting preliminary or permanent injunctive relief against Mylan Pharmaceuticals, Inc, and any final judgment. In addition, Mylan, Inc. and Matrix Laboratories, Inc. shall be bound, to the same extent Mylan Pharmaceuticals Inc. is bound, by any judgment in Civil Action No. 3:11-cv-02506 relating to damages and/or other compensation, and guarantees payment thereof.

3. Mylan, Inc. and Mylan Pharmaceuticals Inc. both stipulate that any documents, things, witnesses and information relevant to the issues in dispute (e.g., the alleged infringement, validity and enforceability of the Patents-in-Suit) that are in the possession, custody or control of Mylan, Inc. and Matrix Laboratories, Inc. shall be deemed to be in Mylan Pharmaceuticals Inc.'s custody and control for purposes of discovery and trial in Civil Action No. 3:11-cv-02506.

4. For the limited purpose of this litigation, Mylan, Inc. and Mylan Pharmaceuticals stipulate that they do not contest personal jurisdiction or venue in the District of New Jersey.

/s/John E. Flaherty

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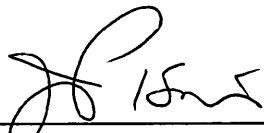
/s/ Arnold B. Calmann

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*Attorneys for Defendants
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& Mylan, Inc.*

SO ORDERED THIS 11th day of July, 2011.



Honorable Joel A. Pisano
United States District Judge