

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

_____)	
AMGEN INC. and AMGEN)	
MANUFACTURING, LIMITED,)	
)	
Plaintiffs,)	C.A. No. 1:15-cv-00839-RGA
)	
v.)	
)	
HOSPIRA, INC.)	
)	
Defendant.)	
_____)	

STIPULATION AND [PROPOSED] ORDER

WHEREAS, the United States Supreme Court issued its decision in *Sandoz Inc. v. Amgen Inc.*, No. 15-1039, on June 12, 2017, which relates to the law underlying Amgen Inc.’s and Amgen Manufacturing, Ltd.’s (together, “Amgen”) pending *Motion for a Preliminary Injunction*, filed in this case on May 26, 2017 (D.I. 212);

WHEREAS, Hospira, Inc. (“Hospira”) requested that Amgen withdraw its *Motion for a Preliminary Injunction* in light of the U.S. Supreme Court’s decision in *Sandoz Inc. v. Amgen Inc.*;

WHEREAS, Amgen requires additional time to determine whether it will withdraw its *Motion for a Preliminary Injunction*, and will inform Hospira as to whether it will withdraw the motion no later than June 14, 2017; and

WHEREAS, the parties agree that the date for submission of Hospira's response to Amgen's *Motion for a Preliminary Injunction*, currently June 12, 2017, should be postponed until June 19, 2017;

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, subject to the approval of the Court, that Amgen will inform Hospira whether it will withdraw its *Motion for a Preliminary Injunction* (D.I. 212) no later than June 14, 2017, and that the date for submission (if necessary) of Hospira's response to Amgen's *Motion for a Preliminary Injunction* is postponed until June 19, 2017.

/s/ Jason J. Rawnsley

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Date: June 12, 2017

SO ORDERED this _____ day of June, 2017.

THE HONORABLE RICHARD G. ANDREWS
UNITED STATES DISTRICT JUDGE