

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

JANSSEN BIOTECH, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 22-1549-MN
)	
AMGEN INC.,)	
)	
Defendant.)	

**STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL WITH PREJUDICE**

WHEREAS, the plaintiff, Janssen Biotech, Inc. (“Janssen”) filed a complaint alleging patent infringement on November 29, 2022, D.I. 1;

WHEREAS, Janssen moved for a preliminary injunction on March 6, 2023, D.I. 35;

WHEREAS, the deadlines for the defendant, Amgen Inc. (“Amgen”), to respond to the complaint and motion for a preliminary injunction have not yet occurred; and

WHEREAS, Janssen and Amgen have agreed to settle this litigation,

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties and subject to the approval of the Court, that the parties hereby stipulate and agree to dismiss this action with prejudice under Fed. R. Civ. P. 41, including any and all claims and defenses asserted in this action. Each party shall bear its own costs, expenses, and attorneys’ fees.

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Dated: May 22, 2023

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IT IS SO ORDERED this _____ day of _____, 2023.

THE HONORABLE MARYELLEN NOREIKA
UNITED STATES DISTRICT JUDGE
U.S. DISTRICT COURT
DISTRICT OF DELAWARE