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Transaction ID 70209448
Case No. 2023-0618-SG

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

COHERUS BIOSCIENCES, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 2023-0618-SG
)	
ABBVIE INC. and ABBVIE)	
BIOTECHNOLOGY LTD.,)	
)	
Defendants.)	

STIPULATION AND [PROPOSED] ORDER

Plaintiff Coherus BioSciences, Inc. (“Coherus”) and Defendants AbbVie Inc. and AbbVie Biotechnology Ltd. (“AbbVie”) (collectively, “the Parties”) hereby stipulate and agree by and through their undersigned counsel, subject to the approval of the Court, as follows:

1. AbbVie stipulates that it will not terminate the Parties’ Settlement and License Agreement (“Agreement”) without first serving on Coherus a new notice of breach pursuant to Section 10 of the Agreement, and affording Coherus at least seven (7) days to cure. AbbVie will not seek to terminate the Agreement based on the notice of breach provided in Abbvie’s letter to Coherus dated June 6, 2023.

2. Coherus agrees to withdraw its Motion for Temporary Restraining Order filed on June 13, 2023 (“Motion”). In the event AbbVie serves a new notice of breach pursuant to Section 10 of the Agreement, Coherus reserves the right to bring a new Motion for Temporary Restraining Order.

DATED: June 14, 2023

POTTER ANDERSON
& CORROON LLP

/s/ Timothy R. Dudderar

Timothy R. Dudderar (#3890)
Aaron R. Sims (#6703)
Callan R. Jackson (#6292)
1313 N. Market St.
Hercules Plaza, 6th Floor
P.O. Box 951
Wilmington, DE 19899-0951
(302) 984-6000

Attorneys for Plaintiff

OF COUNSEL:

Terri Mascherin
Louis E. Fogel
Shaun Van Horn
JENNER & BLOCK LLP
353 North Clark Street
Chicago, Illinois 60654-3456
(312) 222-9350

MORRIS, NICHOLS, ARSHT & TUNNELL
LLP

/s/ D. McKinley Measley

William M. Lafferty (#2755)
D. McKinley Measley (#5108)
Miranda N. Gilbert (#6662)
Emily Friedman (#7054)
1201 N. Market Street
Wilmington, DE 19801
(302) 658-9200

Attorneys for Defendants

OF COUNSEL:

Amy K. Wigmore
Amanda L. Major
Joshua L. Stern
WILMER CUTLER PICKERING
HALE AND DORR LLP
2100 Pennsylvania Avenue NW
Washington, D.C. 20037
(202) 663-6000

Felicia H. Ellsworth
Colleen M. McCullough
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000

SO ORDERED, this ___ day of June, 2023

Vice Chancellor

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Sam Glasscock

File & Serve

Transaction ID: 70203026

Current Date: Jun 16, 2023

Case Number: 2023-0618-SG

/s/ Judge Sam Glasscock