

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

TEVA PHARMACEUTICALS
INTERNATIONAL GMBH and
TEVA PHARMACEUTICALS
USA, INC.,

Plaintiffs,

v.

ELI LILLY AND COMPANY,

Defendant.

Civil Action No.
1:18-cv-12029-ADB

NOTICE OF APPEAL

Notice is hereby given that Teva Pharmaceuticals International GmbH and Teva Pharmaceuticals USA, Inc. (collectively, “Teva”) hereby appeal to the United States Court of Appeals for the Federal Circuit from the district court’s Order entering Final Judgment in this action entered on September 28, 2023 (ECF No. 697), granting judgment as a matter of law in favor of Defendant Eli Lilly and Company (“Lilly”) and holding invalid all asserted claims of U.S. Patent Nos. 8,586,045, 9,884,907, and 9,884,908, and from any and all other adverse orders, opinions, decisions, findings, or rulings, oral or written, that are incorporated into, antecedent to, or ancillary to the Final Judgment, including, but not limited to, the Memorandum and Order entered on September 26, 2023 (ECF No. 695) and the Electronic Order Denying as Moot Teva’s Motion for Post-Trial Relief entered on September 26, 2023 (ECF No. 696).

A payment of \$505, representing the \$5 filing fee and the \$500 docketing fee required by required by 28 U.S.C. § 1917 and Federal Circuit Rule 52(a)(3), is transmitted herewith via this Court’s online payment system with this Notice of Appeal, pursuant to Federal Rule of Appellate

Procedure 3(e) and Federal Circuit Rule 52(a)(2).

Dated: Oct. 24, 2023

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CERTIFICATE OF SERVICE

I, Elaine Herrmann Blais, hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (“NEF”) and paper copies shall be served by first class mail postage prepaid on all counsel of record who are not served through the CM/ECF system on Oct. 24, 2023.

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