

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

BAXTER HEALTHCARE CORPORATION, BAXTER
INTERNATIONAL INC., and BAXTER HEALTHCARE
S.A.,

Plaintiffs,

v.

SAGENT PHARMACEUTICALS INC.,

Defendants.

C.A. No. 1:15-cv-01684-JBS-JS

STIPULATED CONSENT ORDER

WHEREAS, Baxter Healthcare Corporation, Baxter International Inc., and Baxter Healthcare S.A. (collectively, “Baxter”) and Sagent Pharmaceuticals Inc. (“Sagent”) have entered into a Settlement and License Agreement, dated as of April 28, 2016 (“Settlement and License Agreement”), pursuant to which the parties have resolved and have agreed to dismiss the above referenced action, subject to the terms and conditions of the Settlement and License Agreement.

IT IS HEREBY STIPULATED by Baxter and Sagent, subject to approval by the Court:

1. Pursuant to Rules 41(a)(1) and 41(c) of the Federal Rules of Civil Procedure, the parties hereby stipulate and agree that the above referenced action, including all claims, counterclaims and affirmative defenses asserted by Baxter and Sagent, are dismissed without prejudice.
2. Each party shall bear its own costs, attorneys’ fees and expenses incurred in connection with the claims, counterclaims and defenses dismissed by this Order.

3. The parties submit to, and the Court does hereby retain, exclusive and continuing jurisdiction over the parties and the subject matter of this action for the purpose of enforcing this dismissal and of the Settlement and License Agreement between the parties dated as of April 28, 2016, or any disputes arising related thereto.

IT IS SO STIPULATED.

Dated: April 29, 2016

/s/ Melissa E. Flax

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Baxter Healthcare S.A.*

IT IS SO ORDERED.

Dated: April 29, 2016

By: s/ Jerome B. Simandle

THE HONORABLE JEROME B. SIMANDLE
United States District Judge
District Of New Jersey