

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

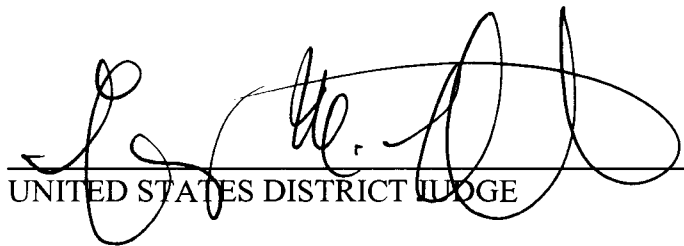
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CUBIST PHARMACEUTICALS, INC., )  
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 )  
Plaintiff, )  
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 )  
v. )  
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 )  
HOSPIRA, INC., )  
 )  
 )  
Defendant. )  
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C.A. No. 12-367-GMS

**ORDER**

At Wilmington this <sup>5<sup>th</sup></sup> day of December, 2014, IT IS HEREBY ORDERED THAT:

1. The Certificate of Correction issued for the RE'071 Patent is not invalid;
2. The asserted claims of the patents-in-suit are not invalid due to lack of written description;
3. The asserted claims of the RE'071 Patent are not invalid due to improper recapture;
4. The asserted claims of the '967 Patent and claim 98 of the '238 Patent are invalid due to anticipation;
5. The asserted claims of the '967, '689, '238 and '342 Patents are invalid due to obviousness;
6. Hospira's proposed products infringe each of the patents-in-suit; and
7. The parties' Rule 52(c) motions (D.I. 126-28) are GRANTED IN PART AND DENIED IN PART.

  
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UNITED STATES DISTRICT JUDGE