

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**GLAXOSMITHKLINE LLC, SMITHKLINE
BEECHAM (CORK) LIMITED,**
Plaintiffs-Appellants

v.

TEVA PHARMACEUTICALS USA, INC.,
Defendant-Cross-Appellant

2018-1976, 2018-2023

Appeals from the United States District Court for the District of Delaware in No. 1:14-cv-00878-LPS-CJB, Judge Leonard P. Stark.

ON PETITION FOR REHEARING EN BANC

Before MOORE, *Chief Judge*, NEWMAN, DYK, PROST,
O'MALLEY, REYNA, TARANTO, CHEN, HUGHES, and STOLL,
*Circuit Judges.**

* Circuit Judge Lourie did not participate. Circuit Judge Wallach assumed senior status on May 31, 2021, and did not participate.

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PER CURIAM.

O R D E R

Teva Pharmaceuticals USA, Inc. filed a petition for rehearing en banc. A response to the petition was invited by the court and filed by GlaxoSmithKline LLC and SmithKline Beecham (Cork) Limited. Several motions for leave to file amici curiae briefs were filed and granted by the court.

The petition was first referred as a petition for rehearing to the panel that heard the appeal. On February 9, 2021, the panel granted the petition to the extent that the October 2, 2020 judgment was vacated, the October 2, 2020 opinions were withdrawn, and the panel reheard the appeals on the merits. The petition for rehearing en banc was thereafter referred to the circuit judges who are in regular active service.

Upon consideration thereof,

IT IS ORDERED THAT:

The petition for rehearing en banc is denied.

FOR THE COURT

August 5, 2021
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court