

NOTE: This order is nonprecedential.

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

**MITSUBISHI TANABE PHARMA CORPORATION,
JANSSEN PHARMACEUTICALS, INC., JANSSEN
PHARMACEUTICA NV, JANSSEN RESEARCH AND
DEVELOPMENT LLC, CILAG GMBH
INTERNATIONAL,
*Plaintiffs-Appellees***

v.

**ZYDUS PHARMACEUTICALS (USA) INC.,
*Defendant-Appellant***

2021-1876

Appeal from the United States District Court for the
District of New Jersey in No. 3:17-cv-05319-FLW-DEA,
Judge Freda L. Wolfson.

ON MOTION

Before BRYSON, *Circuit Judge*.

ORDER

In light of a proposed settlement, the parties jointly
move to stay this appeal pending the district court's

disposition of the parties' motion for an indicative ruling for modification of the final judgment orders. The parties state that the district court's decision may dispose of the issues in this appeal.

Alvogen PB Research & Development LLC ("Alvogen") moves for leave to file a brief *amicus curiae* in support of Zydus Pharmaceuticals (USA) Inc. ("Zydus"). Zydus consents to Alvogen's motion. Samsung Electronics Co., Ltd. ("Samsung") separately moves to file a brief *amicus curiae* in support of neither party. No opposition has been filed.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion to stay is granted to the extent that the briefing schedule is stayed. Within 14 days of the district court's disposition of the motion for an indicative ruling, the parties are directed to inform the court how they believe this appeal should proceed.

(2) The motions by Alvogen and Samsung to file *amicus* briefs are granted. The briefs (ECF Nos. 21-2 and 24-2) are accepted for filing.

FOR THE COURT

August 13, 2021
Date

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