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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

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Jul. 11, 2007

JUDGE DAVID H. COAR

ABBOTT LABORATORIES, )  
)  
Plaintiff, )  
)  
v. )  
)  
ANDRX PHARMACEUTICALS, INC., )  
TEVA PHARMACEUTICALS, USA, INC., and )  
ROXANE LABORATORIES, INC. )  
)  
)  
Defendants. )

Case No. 05 C 1490  
Judge Coar  
Magistrate Judge Brown

**STIPULATION OF DISMISSAL BETWEEN PLAINTIFF ABBOTT LABORATORIES  
AND DEFENDANT ANDRX PHARMACEUTICALS, INC.**

WHEREAS, Plaintiff Abbott Laboratories ("Abbott") and Defendant Andrx Pharmaceuticals, Inc. ("Andrx") have resolved their dispute;

NOW, THEREFORE, pursuant to the settlement agreement of the parties, Abbott and Andrx stipulate, subject to the approval of the Court, that:

1. Abbott's complaint against Andrx is dismissed in its entirety with prejudice.
2. Andrx's counterclaims are dismissed in their entirety with prejudice.
3. The Court's injunction orders (in D.E. 310 and D.E. 311) as to Andrx are hereby dissolved.
4. The bond Abbott originally posted for the temporary restraining order in this case, which remained in place during the pendency of the preliminary injunction, shall be discharged and returned to Abbott, and Abbott is hereby released from any liability thereon.
5. Each party shall bear its own attorney's fees, expenses, and costs.

STIPULATED AND AGREED TO:

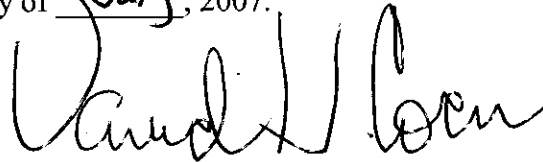
s/ Michael A. Flomenhoft

Todd J. Ehlman  
Michael A. Flomenhoft  
WINSTON & STRAWN LLP  
35 W. Wacker Drive  
Chicago, IL 60601  
(312) 558-5600  
Attorneys for Abbott Laboratories

s/ Steven H. Sklar

Steven H. Sklar  
David M. Airan  
LEYDIG VOIT & MAYER, LTD.  
Two Prudential Plaza  
180 North Stetson Street  
Suite 4900  
Chicago, IL 60601  
(312) 616-5600  
Attorneys for Andrx Pharmaceuticals, Inc.

So ORDERED and SIGNED this 12<sup>th</sup> day of July, 2007.



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Judge David H. Coar  
United States District Court Judge