

NOTE: This disposition is nonprecedential.

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

TAKEDA PHARMACEUTICALS U.S.A., INC.,
Plaintiff-Appellant,

v.

**WEST-WARD PHARMACEUTICAL CORPORATION,
HIKMA AMERICAS INC. AND HIKMA
PHARMACEUTICALS PLC,**
Defendants-Cross-Appellants.

2015-1139, -1142

Appeals from the United States District Court for the District of Delaware in No. 1:14-cv-01268-SLR, Judge Sue L. Robinson.

Before NEWMAN, DYK, and HUGHES, *Circuit Judges.*

PER CURIAM.

O R D E R

IT IS ORDERED THAT:

The district court's order denying Takeda Pharmaceuticals U.S.A., Inc.'s motion for preliminary injunction is affirmed, opinion to follow.

2 TAKEDA PHARMACEUTICALS U.S.A. v. HIKMA AMERICAS INC.

The injunction pending appeal ordered by the district court is vacated effective immediately. The consequence of vacating the injunction pending appeal is that both parties are free to immediately offer colchicine products for prophylactic use, without regard to the 10-day provision of the district court's order.

FOR THE COURT

January 9, 2015

Date

/s/ Daniel E. O'Toole

Daniel E. O'Toole

Clerk of Court

cc: Jeffrey I. Weinberger
Ted G. Dane
Elizabeth A. Laughton
Eric K. Chiu
Amy L. Greywitt
Mary W. Bourke
Tryn T. Stimart
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