## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

SHIRE VIROPHARMA INCORPORATED :

**CIVIL ACTION** 

Plaintiff,

:

v.

NO. 17-414

**CSL BEHRING LLC and CSL BEHRING** 

**GMBH** 

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Defendants.

:

SHIRE VIROPHARMA INCORPORATED

**CIVIL ACTION** 

Plaintiff,

:

v.

: NO. 18-1476

**CSL BEHRING LLC and CSL BEHRING** 

**GMBH** 

:

Defendants.

## **ORDER**

**AND NOW**, this 26<sup>th</sup> day of November, 2018, following a telephone conference with the parties, and upon learning of potential additional litigation regarding new patents that are related to the patents-in-suit, it is hereby **ORDERED** that

- The September 24, 2018 Scheduling Order in Civil Action No. 17-414 (Doc. No. 114) is
  VACATED. The parties may continue to exchange documents.
- By no later than January 7, 2019, Plaintiff shall file an amended complaint in Civil Action
  No. 18-1476 that includes all patents to be litigated.
- 3. Immediately following the filing of the amended complaint, the parties shall meet and confer regarding a proposed schedule for both Civil Action No. 17-414 and Civil Action

No. 18-1476. By no later than **January 16, 2019**, the parties shall file a joint letter setting forth their agreement/positions on consolidating and scheduling the above-captioned actions.

A telephone status conference is scheduled for Thursday, January 24, 2019 at 2:00 p.m.
 Counsel for Plaintiff shall initiate the conference call with Counsel for Defendants before calling Chambers.

**BY THE COURT:** 

/s/ Mitchell S. Goldberg

Mitchell S. Goldberg, J.