

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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MYLAN PHARMACEUTICALS, INC.,	:	
	:	
Plaintiff,	:	
	:	Civil Action No. 14-2094 (ES)
v.	:	
	:	ORDER
CELGENE CORPORATION,	:	
	:	
Defendant.	:	
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SALAS, DISTRICT JUDGE

It is, on this 22nd day of December 2014,

ORDERED that Defendant’s motion to dismiss the Complaint, (D.E. No. 17) is denied *without prejudice* in part and granted in part; and it is further

ORDERED that counts 5-7 of the Complaint are dismissed *without prejudice*; and it is further

ORDERED that the portions of counts 8 and 9 of the Complaint arising under New Jersey Antitrust Act Section 56:9-3 are dismissed *without prejudice*; and it is further

ORDERED that Defendant’s motion to dismiss the Complaint is denied with respect to all remaining counts.

s/Esther Salas
Esther Salas, U.S.D.J.