

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2008-1418

HUMAN GENOME SCIENCES, INC.,

Plaintiff-Appellant,

v.

IMMUNEX CORPORATION
and AMGEN, INC.,

Defendants-Appellees.

Appeal from the United States District Court for the District of Delaware in case no. 07-CV-780, Judge Sue L. Robinson.

2009-1182

HUMAN GENOME SCIENCES, INC.,

Plaintiff-Appellant,

v.

GENENTECH, INC.,

Defendant-Appellee.

Appeal from the United States District Court for the District of Delaware in case no. 08-CV-166, Judge Sue L. Robinson.

ON MOTION

Before NEWMAN, Circuit Judge.

ORDER

Genentech Inc. moves the court to treat appeal nos. 2008-1418 and 2009-1182 as companion cases. Genetech states that Human Genome Sciences, Inc. and Immunex Corporation et al. consent.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion is granted. The above-captioned appeals will be treated as companion cases, i.e., the cases will be briefed separately and submitted to the same merits panel.

(2) A copy of this order shall be transmitted to the merits panel assigned to hear these cases.

FOR THE COURT

MAR 06 2009

Date

/s/ Jan Horbaly
Jan Horbaly
Clerk

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

cc: Robert M. Galvin, Esq.
Richard L. DeLucia, Esq.
James Galbraith, Esq.
Vernon Michael Winters, Esq.

MAR 06 2009

JAN HORBALY
CLERK

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