IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TAKEDA PHARMACEUTICAL COMPANY, LTD., a Japanese Corporation, and TAP PHARMACEUTICAL PRODUCTS, INC., a Delaware Corporation, Plaintiffs and Counterclaim-Defendants, vs. TEVA PHARMACEUTICALS USA, INC., a Delaware corporation, and TEVA PHARMACEUTICAL INDUSTRIES LTD., an Israeli Corporation, Defendants and Counterclaim-Plaintiffs.	Civil Action No. 06-33-SLR

STIPULATION OF DISMISSAL
PURSUANT TO FED. R. CIV. P. 41(a)

IT IS HEREBY STIPULATED, by and among the undersigned attorneys for all parties herein, that:

1. Plaintiffs' claims with respect to U.S. Patent Nos. 5,093,132, 5,433,959, and 5,026,560 as set forth in the Amended Complaint (i.e. Third, Fourth, Seventh, Eighth, Ninth and Tenth Claims for Relief) in the above-captioned action are dismissed with prejudice.

2. Defendants' claims with respect to U.S. Patent Nos. 5,093,132, 5,433,959, and 5,026,560 as set forth in the Answer, Defenses and Counterclaims to Amended Complaint (i.e. Counts Two, Four, Five, Seven, Nine and Ten) in the above-captioned action are dismissed with prejudice.

3. The dismissals set forth in paragraphs 1 and 2 are limited to the products described in Abbreviated New Drug Application ("ANDA") 77-255, as of the date of the Complaint in this action, January 17, 2006.

4. The parties shall bear their own costs.

Dated: Wilmington, DE

January 23, 2007

AGREED TO BY:

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SO ORDERED this ___ day of _____, 2007.

_____
Hon. Sue L. Robinson
United States District Judge