IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC., Plaintiffs, v. HI-TECH PHARMACAL CO., INC., Defendant.	)	C.A. No. 11-926-SLR
SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC., Plaintiffs, v. HI-TECH PHARMACAL CO., INC., Defendant.	)	C.A. No. 11-1059-SLR
SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC., Plaintiffs, v. LUPIN LIMITED and LUPIN PHARMACEUTICALS, INC., Defendants.	)	C.A. No. 11-271-SLR (Consol.)

STIPULATION AND [PROPOSED] ORDER

Pursuant to Federal Rule of Civil Procedure 42(a), Plaintiffs Senju Pharmaceutical Co., Ltd., Kyorin Pharmaceutical Co., Ltd., and Allergan, Inc. (collectively, "Plaintiffs") and Defendant Hi-Tech Pharmacal Co., Inc. ("Hi-Tech") state the following:

WHEREAS, by order dated August 5, 2011, the Court consolidated for all purposes Civil Action Nos. 11-271-SLR (the "11-271 action") and 11-439-SLR, with the 11-271 action to serve as the lead case;

WHERAS, on October 11, 2011, Plaintiffs filed Civil Action No. 11-926-SLR against Hi-Tech.

WHEREAS, on October 31, 2011, Plaintiffs filed Civil Action No. 11-1059-SLR against Hi-Tech;

WHEREAS, these actions involve parties, claims, and defenses at issue in the 11-271 action;

WHEREAS, Lupin Limited and Lupin Pharmaceuticals, Inc., the additional parties in the 11-271 action, do not oppose consolidation;

WHEREAS, consolidation of these actions into the 11-271 action will promote efficiency, conserve resources, avoid duplicative judicial efforts, not prejudice any party, and not delay the trial of the 11-271 action;

IT IS HEREBY stipulated by the parties, subject to the approval of the Court, that Civil Action Nos. 11-926-SLR and 11-1059-SLR are consolidated for all purposes with Civil Action 11-271 (Consol.). The 11-271 action shall be the lead case, and all filings shall be made only in the 11-271 action.

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Dated: January 26, 2012

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC.,	)	
Plaintiffs,	)	
v.	)	C.A. No. 11-926-SLR
HI-TECH PHARMACAL CO., INC.,	)	
Defendant.	)	

SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC.,	)	
Plaintiffs,	)	
v.	)	C.A. No. 11-1059-SLR
HI-TECH PHARMACAL CO., INC.,	)	
Defendant.	)	

[PROPOSED] ORDER

At Wilmington this _____ day of _____, 2012, the Court having considered the parties' stipulation to consolidate these actions with Civil Action No. 11-271-SLR (the "11-271 action");

IT IS ORDERED that Civil Action Nos. 11-926-SLR and 11-1059-SLR are consolidated for all purposes with the 11-271 action. The 11-271 action shall be the lead case, and all filings shall be made only in the 11-271 action. The case caption shall be as follows:

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC., Plaintiffs, v. LUPIN LIMITED and LUPIN PHARMACEUTICALS, INC., Defendants.	)	C.A. No. 11-271-SLR (Consol.)

SENJU PHARMACEUTICAL CO., LTD., KYORIN PHARMACEUTICAL CO., LTD. and ALLERGAN, INC., Plaintiffs, v. HI-TECH PHARMACAL CO., INC., Defendant.	)	

_____

United States District Judge