

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

SCHERING-PLOUGH HEALTHCARE
PRODUCTS, INC.,

Plaintiff,

v.

PERRIGO COMPANY,

Defendant.

Civil Action No. 1:09-cv-00906-HB

Hon. Harvey Bartle, III

JOINT NOTICE OF SETTLEMENT

The parties hereby jointly inform the Court that the case has been settled. The parties are in the process of finalizing and executing a confidential settlement agreement, and a stipulation of dismissal will be filed in due course. Accordingly, Perrigo Company will not be filing its initial pleading today and the parties believe that the May 11, 2010 Scheduling Conference is unnecessary.

REED SMITH LLP

By: /s/ J. Cory Falgowski
J. Cory Falgowski (#4546)
Brian M. Rostocki (#4599)
1201 Market Street, Suite 1500
Wilmington, DE 19801
(302) 778-7500
jfalowski@reedsmith.com
Counsel for Plaintiff

PHILLIPS, GOLDMAN & SPENCE, P.A.

By: /s/ John C. Phillips, Jr.
John C. Phillips, Jr. (#110)
Brian E. Farnan (#4089)
1200 North Broom Street
Wilmington, DE 19806
(302) 655-4200
jcp@pgslaw.com
Counsel for Defendant

DATED: May 10, 2010