UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

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TEVA PHARMACEUTICAL INDUSTRIES, LTD., <i>et al</i> .
Plaintiffs,
v.
KATHLEEN SEBELIUS, et al.
Defendants,
MYLAN PHARMACEUTICALS INC.
Defendant-Intervenor,
SANDOZ INC., et al.
Defendant-Intervenors.

Civil Action No. 14-0786 (ESH)

<u>ORDER</u>

On May 14, 2014, the Court held a hearing on plaintiffs' motion for a preliminary injunction and the government-defendants' motion to dismiss. For the reasons stated at the hearing, the Court concludes that the case is not ripe and therefore the Court lacks jurisdiction. *See Pfizer Inc. v. Shalala*, 182 F.3d 975 (D.C. Cir. 1999). Accordingly, it is hereby

ORDERED that the government-defendants' motion to dismiss [Dkt. No. 28] is

GRANTED on ripeness grounds; it is further

ORDERED that plaintiffs' motion for a preliminary injunction [Dkt. No. 4] is **DENIED AS MOOT**; it is further

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ORDERED that this case is **DISMISSED WITHOUT PREJUDICE.**

SO ORDERED.

/s/ ELLEN SEGAL HUVELLE United States District Judge

DATE: May 14, 2014