

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 24-1820

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BRISTOL MYERS SQUIBB CO.,  
Appellant

v.

SECRETARY UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID  
SERVICES; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; CENTERS FOR MEDICARE & MEDICAID SERVICES  
\*(Amended as per the Clerk's 09/13/2024 Order)

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No. 24-1821

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JANSSEN PHARMACEUTICALS INC.,  
Appellant

v.

SECRETARY UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID  
SERVICES; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; CENTERS FOR MEDICARE & MEDICAID SERVICES

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On Appeal from the United States District Court  
for the District of New Jersey  
(D.C. Civil Nos. 3:23-cv-03335 and 3:23-cv-03818)  
District Judge: Honorable Zahid N. Quraishi

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Argued on October 30, 2024

Before: HARDIMAN, PHIPPS, and FREEMAN, *Circuit Judges*

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**JUDGMENT**

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These causes came to be considered on the records from the United States District Court for the District of New Jersey and were argued on October 30, 2024.

On consideration whereof, it is hereby **ORDERED and ADJUDGED** that the orders of the District Court entered on April 29, 2024, be and are hereby **AFFIRMED**. Costs are taxed against Appellants. All of the above in accordance with the opinion of this Court.

ATTEST:

s/ Patricia S. Dodszuweit  
Clerk

Dated: September 4, 2025