IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY TRENTON VICINAGE

JANSSEN PHARMACEUTICALS, INC.,

Plaintiff,

v.

Civil Action No. 23-cv-03818-ZNQ-JBD

XAVIER BECERRA, Secretary of Health and Human Services, *et al.*,

Defendants.

NOTICE OF APPEAL

Pursuant to Federal Rule of Appellate Procedure 3(a)(1), notice is hereby given that Janssen Pharmaceuticals, Inc., plaintiff in the above-captioned case, appeals to the United States Court of Appeals for the Third Circuit from the Order and Final Judgment entered in this action on April 29, 2024 (ECF No. 98), and from all associated orders and opinions, including without limitation the Opinion entered on April 29, 2024 (ECF No. 99).

Respectfully submitted,

/s/ Jeffrey S. Chiesa

Robert A. Long, Jr. (pro hac vice) Kevin F. King (pro hac vice) Bradley K. Ervin (pro hac vice) MaKade C. Claypool (pro hac vice) COVINGTON & BURLING LLP 850 Tenth Street, NW Washington, DC 20001-4956 (202) 662-6000 Jeffrey S. Chiesa Ronald L. Israel CHIESA SHAHINIAN & GIANTOMASI PC 105 Eisenhower Parkway Roseland, NJ 07068 (973) 325-1500

Counsel for Plaintiff
Janssen Pharmaceuticals, Inc.

April 30, 2024