

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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JAZZ PHARMACEUTICALS, INC., )  
)  
Plaintiff, )  
)  
v. ) C.A. No. 21-691 (MN)  
)  
AVADEL CNS PHARMACEUTICALS LLC, )  
)  
Defendants. )

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JAZZ PHARMACEUTICALS, INC. and )  
JAZZ PHARMACEUTICALS IRELAND )  
LIMITED, )  
)  
Plaintiffs, )  
) C.A. No. 21-1138 (MN)  
)  
v. )  
)  
AVADEL CNS PHARMACEUTICALS LLC, )  
)  
Defendants. )

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JAZZ PHARMACEUTICALS, INC. and )  
JAZZ PHARMACEUTICALS IRELAND )  
LIMITED, )  
)  
Plaintiffs, )  
)  
v. ) C.A. No. 21-1594 (MN)  
)  
AVADEL CNS PHARMACEUTICALS LLC, )  
)  
Defendants. )

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**STIPULATION AND ORDER TO AMEND ANSWERS**

WHEREAS Jazz Pharmaceuticals, Inc. and Jazz Pharmaceuticals Ireland Limited (together, “Jazz Pharmaceuticals”) seeks to amend its answers<sup>1</sup> to the counterclaims of Avadel CNS Pharmaceuticals LLC (“Avadel”) to include affirmative defenses of Judicial Estoppel and Unclean Hands; and

WHEREAS although Avadel disputes the merits of the amendments, it does not oppose the filing of Jazz Pharmaceuticals’ amended answers:

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that Jazz Pharmaceuticals may file its proposed amended answers in these actions without waiver of Avadel’s ability to challenge Jazz Pharmaceuticals’ new affirmative defenses during a later stage of the case.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

MCCARTER & ENGLISH, LLP

*/s/ Jeremy A. Tigan*

*/s/ Daniel M. Silver*

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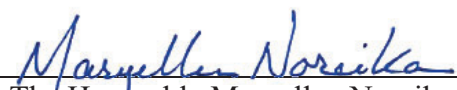
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*Attorneys for Defendants*

February 24, 2022

SO ORDERED this 24th day of February 2022.

  
\_\_\_\_\_  
The Honorable Maryellen Noreika  
United States District Judge

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<sup>1</sup> Civ. No. 21-691, D.I. 16; Civ. No. 21-1138, D.I. 17; and Civ. No. 21-1594, D.I. 30.