AO 120 (Rev. 08/10)

TO:	Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court for the District of Delaware on the following

☐ Trademarks or ☑ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT
	8/28/2015	for the District of Delaware

PLAINTIFF	DEFENDANT
MERCK SHARP & DOHME CORP.	ROYALTY PHARMA COLLECTION TRUST

PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,303,661	10/16/2001	Royalty Pharma Collection Trust
2 6,803,357	10/12/2004	Royalty Pharma Collection Trust
3 7,157,429	1/2/2007	Royalty Pharma Collection Trust
4 6,890,898	5/10/2005	Royalty Pharma Collection Trust
5 7,078,381	7/18/2006	Royalty Pharma Collection Trust

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY ☐ Amendment ☐ Answer ☐ Cross Bill ☐ Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

Dismissed – See attached

CLERK	(BY) DEPUTY CLERK	DATE
John A Cerino, Clerk United States District Court 844 N. King Street, Unit 18 Wilmington, DE 19801		12/19/16

Copy 1—Upon initiation of action, mail this copy to Director **Copy 3—Upon termination of action, mail this copy to Director**
Copy 2—Upon filing document adding patent(s), mail this copy to Director **Copy 4—Case file copy**

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MERCK SHARP & DOHME CORP.	ROYALTY PHARMA COLLECTION TRUST

PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,459,428	12/2/2008	Royalty Pharma Collection Trust
2 7,829,530	11/9/2010	Royalty Pharma Collection Trust
3 8,318,669	11/27/2012	Royalty Pharma Collection Trust
4 8,513,190	8/20/2013	Royalty Pharma Collection Trust
5 9,044,424	6/2/2015	Royalty Pharma Collection Trust

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY ☐ Amendment ☐ Answer ☐ Cross Bill ☐ Other Pleading	
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MERCK SHARP & DOHME CORP., Plaintiff/ Counterclaim Defendant, v. ROYALTY PHARMA COLLECTION TRUST, Defendant/Counterclaim Plaintiff.	C.A. No. 15-757-GMS **JURY TRIAL DEMANDED**

STIPULATION AND [PROPOSED] ORDER OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED, by and among Plaintiff/Counterclaim Defendant Merck Sharp & Dohme, Corp. ("Merck") and Defendant/Counterclaim Plaintiff Royalty Pharma Collection Trust ("Royalty Pharma"), by and through their below attorneys, that:

WHEREAS, on or about August 28, 2015, Merck filed this action against Royalty Pharma, seeking, inter alia, a declaration that certain of the United States Patents owned and or licensed to Royalty Pharma as indicated in the pleadings filed in this Court (the "patents-in-suit")[1] are not infringed or are not valid as they relate to Merck's Sitagliptin Products (including Januvia, Janumet, and Janumet XR)(the "Merck Sitagliptin Products"); and Royalty Pharma denied Merck's claims and counterclaimed in that action for breach of contract under certain License Agreements for Merck's refusal to continue to pay royalties under those License Agreements, and the parties in this Delaware Action have exchanged contentions and disclosed their respective positons on the validity and infringement of the patents-in-suit; and therefore

[1] U.S. Patent No. 6,303,661 ("'661 Patent"), U.S. Patent Nos. 6,890,898 ("'898 Patent"), 6,803,357 ("'357 Patent"), 7,157,429 ("'429 Patent"), 7,829,530 ("'530 Patent"), 7,078,381 ("'381 Patent"), 7,459,428 ("'428 Patent"), 8,318,669 ("'669 Patent"), 8,513,190 ("'190 Patent") and 9,044,424 ("'424 Patent")(the "patents-in-suit").

Merck stipulates and irrevocably acknowledges and agrees that the claims of the patents-in-suit are valid and enforceable, remain in full force and effect, and that the Merck Sitagliptin Products are covered by claims of the patents-in-suit; and, further

The Parties Stipulate that, pursuant to Fed. R. Civ. P. 41(a)(1)(A), that all claims asserted by Merck against Royalty Pharma in the above-captioned action shall be hereby dismissed, with prejudice, and all counterclaims asserted by Royalty Pharma against Merck shall be herby dismissed without prejudice, and further that each side to bear its own costs and attorneys' fees.

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Attorneys for Defendant
Royalty Pharma Collection Trust

DATED: December 15 , 2016

SO ORDERED this 19th day of Dec, 2016.

United States District Judge