JOINT MOTION FOR ENTRY OF CONSENT ORDER

EXHIBIT A

Case 3:	18-cv-02481-CAB-MSB	Document 34-1	Filed 05/03/19	PageID.1329	Page 2 of 6	
1 2 3 4						
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7	UNITED STATES DISTRICT COURT					
8	SOUTHERN DISTRICT OF CALIFORNIA					
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10	AMARIN PHARMA,		Case No.	CV 18-2481-C	AB-MSB	
11	AMARIN PHARMA IRELAND, LTD.	CEUTICALS	Hon. Cath	y Ann Bencive	engo	
12	Plaintiffs	5,				
13	V.		[PROPOS	SED] CONSE	NT ORDER	
14	THE COROMEGA C	COMPANY. INC	1			
15	Defendar					
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18	Plaintiffs Amarin Pharma Inc. and Amarin Pharaceuticals Ireland, Ltd.					
19	("Amarin") brought this action against Defendant The Coromega Company					
20	("Coromega") asserting causes of action under the Lanham Act, 15 U.S.C. § 1051,					
21	et seq. and California's Unfair Competition Law, Cal Bus. & Prof. Code § 17200,					
22	et seq. Coromega has appeared through counsel and acknowledged it is subject to					
23	the jurisdiction of this Court.					
24	Amarin and Coromega have entered into a Settlement Agreement, pursuant					
25	to which the parties have consented to the entry of the following Order:					
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			1	OV 10 040		
	CONSENT ORDER			CV 18-248	1-CAB-MSB	

I. **Coromega Corrective Statement**

Coromega will post and maintain the Corrective Statement set forth in 2 Section I of the parties' Settlement Agreement (which is submitted herewith as 3 Exhibit A and is incorporated by reference for that purpose) in the location and 4 manner, and for the length of time, specified in Section I of the Settlement 5 6 Agreement.

II. **Prohibited Statements**

Effective 30 days following the entry of this Order, and in accordance with 8 the terms of Exhibit A (or as permitted by Exhibit A), Coromega and its officers, 9 10 directors, agents, employees, representatives, and affiliates, namely, parents and subsidiaries, shall not make any of the prohibited statements set forth in Section II 11 of the parties' Settlement Agreement, in the manner provided in Section II of the 12 Settlement Agreement. 13

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Retention of Jurisdiction III.

By consent of the parties, this Court will retain jurisdiction over this matter 15 for four (4) years from the filing of the motion requesting entry of this Consent 16 Order for purposes of enforcing this Consent Order and resolving disputes 17 18 concerning compliance with the parties' Settlement Agreement (Exhibit A).

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AGREED AND CONSENTED TO 20

21 Dated: May 3, 2019 Dated: May 3, 2019

23 /s/ Matthew J. Blaschke Matthew J. Blaschke (SBN 281938) 24 mblaschke@kslaw.com 25 KING & SPALDING LLP 101 Second Street, Suite 2300 26 San Francisco, CA 94105 27 Telephone: +1 415 318 1200

Facsimile: +1 415 318 1300 28

/s/ René P. Tatro

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2	kmccarthy@kslaw.com	Attorneys for Defendant
3	KING & SPALDING LLP	THE COROMEGA COMPANY, INC.
4	1185 Avenue of the Americas, 35th Floor	
5	New York, NY 10036	
6	Telephone: +1 212 556 2345 Facsimile: +1 212 556 2222	
7		
8	Blythe G. Kochsiek (SBN 285389)	
	bkochiek@kslaw.com KING & SPALDING LLP	
9	633 West Fifth Street Suite 1700	
10	Los Angeles, CA 90071	
11	Telephone: +1 213-443-4319 Facsimile: +1 213-443-4310	
12		
13	Attorneys for Plaintiffs AMARIN PHARMA, INC. AND	
14	AMARIN FHARMA, INC. AND AMARIN	
15	PHARMACEUTICALS IRELAND,	
16	LTD.	
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18	IT IS SO ORDERED.	
19	DATED:	
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22		HONORABLE CATHY ANN
23		BENCIVENGO UNITED STATES DISTRICT JUDGE
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	CONSENT ORDER	CV 18-2481-CAB-MSB

1	SIGNATURE ATTESTATION
2	I, Matthew J. Blaschke, am the ECF user whose identification and password
3	are being used to file the foregoing Consent Order. I hereby attest that concurrence
4	in the filing of this document has been obtained from each signatory herein.
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6	By: <u>/s/ Matthew J. Blaschke</u>
7	Matthew J. Blaschke
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	CONSENT ORDER CV 18-2481-CAB-MSB

1	CERTIFICATE OF SERVICE					
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3	I, the undersigned, hereby certify that I am a citizen of the United States,					
4	over the age of 18, am not a party to the within action, and that on May 3, 2019, I					
5	served CONSENT ORDER on the party in this action by serving a true copy on					
6	counsel for Defendant Coromega Health, Inc.					
7	René P. Tatro Tatro, Tekosky, Sadwick LLP 333 South Grand Avenue, Suite 4270					
8						
9	Los Angeles, California 90071 Phone: 213-225-7171					
10	Findle: 213-225-7171 Fax: 213-225-7151					
11 12	I declare under penalty of perjury that the foregoing is true and correct.					
13	Executed on May 3, 2019.					
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15	<u>/s/ Matthew J. Blaschke</u> Matthew J. Blaschke					
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	CONSENT ORDER CV 18-2481-CAB-MSB					