



IN THE SUPREME COURT OF THE STATE OF DELAWARE

DAVID PYOTT, HERBERT W. BOYER, )  
LOUIS J. LAVIGNE, GAVIN S. HERBERT, )  
STEPHEN J. RYAN, LEONARD D. )  
SCHAEFFER, MICHAEL R. GALLAGHER, )  
ROBERT ALEXANDER INGRAM, TREVOR )  
M. JONES, DAWN E. HUDSON, RUSSELL )  
T. RAY, DEBORAH DUNSIRE, and )  
ALLERGAN, Inc., )

Defendants Below- )  
Appellants, )

v. )

No. \_\_\_\_\_, 2012

LOUISIANA MUNICIPAL POLICE )  
EMPLOYEES' RETIREMENT SYSTEM and )  
U.F.C.W. LOCAL 1776 & PARTICIPATING )  
EMPLOYERS PENSION FUND, )

Plaintiffs Below- )  
Appellees. )

**NOTICE OF APPEAL FROM INTERLOCUTORY ORDER**

TO: Pamela S. Tikellis, Esquire  
Robert J. Kriner, Esquire  
Scott Tucker, Esquire  
Tiffany J. Cramer, Esquire  
Chimicles & Tikellis LLP  
222 Delaware Avenue, Suite 1100  
P.O. Box 1035  
Wilmington, DE 19899

PLEASE TAKE NOTICE THAT Defendants Below-Appellants David E.I. Pyott, Herbert W. Boyer, Ph.D., Louis J. Lavigne, Jr., Gavin S. Herbert, Stephen J. Ryan, M.D., Leonard D. Schaeffer, Michael R. Gallagher, Robert A. Ingram, Trevor M. Jones, Ph.D., Dawn E. Hudson, Russell T. Ray, and Deborah Dunsire, M.D., and Nominal Defendant Below-

Appellant Allergan, Inc. (together “Defendants”), hereby petition this Court to accept an appeal from an interlocutory order of the Court of Chancery and represent as follows:

1. The interlocutory order was entered on June 11, 2012. The Court of Chancery’s Opinion is attached as Exhibit A.

2. Defendants’ Application for Certification of Interlocutory Appeal (the “Application”) was filed in the Court of Chancery on June 21, 2012. *See* Exhibit B.

3. Plaintiffs’ Brief in Opposition to Defendants’ Application was filed in the Court of Chancery on July 2, 2012. *See* Exhibit C.

4. The Court of Chancery granted Defendants’ Application on July 6, 2012. The transcript of the Court of Chancery’s ruling is attached as Exhibit D. The Court of Chancery’s Order Granting Application for Certification of Interlocutory Appeal is attached as Exhibit E.

5. The names and address of the attorneys for Appellees are as follows:

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35 East State Street  
Media, Pennsylvania 19063

6. The parties against whom the appeal is taken are Louisiana Municipal Police Employees' Retirement System and U.F.C.W. Local 1776 & Participating Employers Pension Fund.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Kenneth J. Nachbar

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*Attorneys for Nominal Defendant Below-  
Appellant Allergan, Inc.*

July 10, 2012

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 10, 2012, she caused to be served by LexisNexis Files & Serve a copy of the foregoing NOTICE OF APPEAL FROM INTERLOCUTORY ORDER upon the following counsel of record:

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*/s/ Shannon E. German*  
\_\_\_\_\_  
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