UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

FEDERAL TRADE COMMISSION, *Plaintiff*, v. AMGEN INC. and HORIZON THERAPEUTICS PLC, *Defendants*.	Case No. 1:23-cv-03053 Judge John F. Kness

STIPULATED ORDER TO ADDRESS THE FTC'S REQUEST FOR A TEMPORARY RESTRAINING ORDER

WHEREAS Plaintiff the Federal Trade Commission (the "FTC") filed a complaint in this matter on May 16, 2023, seeking, among other forms of relief, a temporary restraining order ("TRO") and preliminary injunction enjoining the acquisition (the "Acquisition") of Defendant Horizon Therapeutics PLC ("Horizon") by Defendant Amgen Inc. ("Amgen");

WHEREAS Defendants Amgen and Horizon believe the Acquisition is lawful, the complaint is without merit, and there is no basis for a TRO or any other injunctive relief deferring consummation of the Acquisition; and

WHEREAS Defendants Amgen and Horizon are nonetheless agreeable to deferring consummation of the Acquisition until October 31, 2023 to permit full briefing, a hearing, and less-compressed consideration by the Court of the parties' respective positions;

IT IS HEREBY AGREED that Defendants will not consummate the Acquisition until the earlier of (i) October 31, 2023, or (ii) two business days after a ruling by this Court on the FTC's motion for a preliminary injunction under Section 13(b) of the Federal Trade Commission Act, 15 U.S.C. § 53(b), and Section 7 of the Clayton Act, 15 U.S.C. § 18; *provided*, however, that Defendants may consummate the Acquisition immediately if the FTC does not file an administrative complaint within 20 days of the date this Stipulation is entered by the Court.

/s/ Nathan Brenner

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SO ORDERED in No. 23-cv-03053.

Date: May 2, 2023

JOHN F. KNESS
United States District Judge