United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 12-5393

September Term, 2014

FILED ON: FEBRUARY 20, 2015

FEDERAL TRADE COMMISSION, **APPELLANT**

v.

BOEHRINGER INGELHEIM PHARMACEUTICALS, INC., APPELLEE

> Appeal from the United States District Court for the District of Columbia (No. 1:09-mc-00564)

Before: ROGERS, GRIFFITH and WILKINS, Circuit Judges

JUDGMENT

This cause came on to be heard on the record on appeal from the United States District Court for the District of Columbia and was argued by counsel. On consideration thereof, it is

ORDERED and **ADJUDGED** that the judgment of the District Court appealed from in this cause is hereby vacated in part, affirmed in part, and the case is remanded for further proceedings, in accordance with the opinion of the court filed herein this date.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY:

/s/

Jennifer M. Clark Deputy Clerk

Date: February 20, 2015

Opinion for the court filed by Circuit Judge Wilkins.