

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JEFF HIMAWAN, JOSH TARGOFF §
and STEPHEN TULLMAN, as the §
duly-appointed Representatives of the §
former stockholders of CEPTION §
THERAPEUTICS, INC., §

Plaintiffs Below, §
Appellants, §

v. §

CEPHALON, INC. and TEVA §
PHARMACEUTICALS USA, INC., §

Defendants Below, §
Appellees. §

No. 226, 2024

Court Below—Court of Chancery
of the State of Delaware

C.A. No. 2018-0075

Submitted: January 15, 2025

Decided: January 24, 2025

Before **SEITZ**, Chief Justice; **VALIHURA**, **TRAYNOR**, **LeGROW**, and **GRIFFITHS**, Justices, constituting the Court *en banc*.

ORDER

This 24th day of January, 2025, after consideration of the parties' briefs, the argument of counsel, and the record on appeal, it appears to the Court that the judgment of the Court of Chancery should be affirmed on the basis of and for the reasons stated in its December 28, 2018 and April 30, 2024 Memorandum Opinions.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Court of Chancery be AFFIRMED.

BY THE COURT:

/s/ Gary F. Traynor
Justice