Genentech and Biogen Idec Have Filed for a Re-hearing of U.S. Court of Appeals Decision in the Arzerra Patent Infringement Case

Company Announcement

- **Genentech and Biogen Idec have filed for re-hearing in the United States**

Copenhagen, Denmark; May 17, 2013 – Genmab A/S (OMX: GEN) announced today that Genentech and Biogen Idec have filed for a re-hearing *en banc* (i.e. before all judges of the court) in the appeal case, where the U.S. Court of Appeals for the Federal Circuit recently upheld the U.S. District Court's judgment in favor of GlaxoSmithKline (GSK). The appeal case relates to a patent infringement case involving Arzerra® brought against GSK by Genentech and Biogen Idec.

Genentech and Biogen Idec claim that the decision from the US court of appeals announced on April 16, 2013 in favor of GSK was against court precedent and request the US court of appeals to reconsider the case. The court of appeals will now decide whether to grant the rehearing.

Genentech and Biogen Idec originally filed the lawsuit in 2010 in the U.S. District Court for the Southern District of California claiming that Arzerra infringed U.S. Patent No. 7,682,612 covering methods of treating Chronic Lymphocytic Leukemia (CLL) with CD20 antibodies. GSK denied infringement and claimed the patent was invalid and unenforceable. An initial judgement by the court in favor of GSK in December 2011 was subsequently appealed by Genentech and Biogen Idec. In April 2013 the US court of appeals upheld the original decision by the US district court in favor of GSK.

About Genmab A/S
Genmab is a publicly traded, international biotechnology company specializing in the creation and development of differentiated human antibody therapeutics for the treatment of cancer. Founded in 1999, the company's first marketed antibody, ofatumumab (Arzerra®), was approved to treat chronic lymphocytic leukemia in patients who are refractory to fludarabine and alemtuzumab after less than eight years in development. Genmab's validated and next generation antibody technologies are expected to provide a steady stream of future product candidates. Partnering of innovative product candidates and technologies is a key focus of Genmab's strategy and the company has alliances with top tier pharmaceutical and biotechnology companies. For more information visit www.genmab.com.

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