

Operative part of the judicial act · A40-94475-2012 · 24.01.2013

A40-94475-2012

Ninth Commercial Court of Appeal

24.01.2013

Operative part of the judicial act

UNOFFICIAL COMPLETE TRANSLATION. The Russian original is the legally controlling text. This translation was prepared for documentary access and should not be relied upon as a certified translation.

Monetary amounts are shown first in Russian roubles, followed by an approximate USD equivalent calculated at the official Bank of Russia historical rate for the date of the act.

Official Bank of Russia rate used: 1 USD = 30.229200 RUB; effective date 24.01.2013.

Russian source file:

A40-94475-2012_20130124_Postanovlenie_apelljacionnoj_instancii_(rezoljutivnaja_chast).pdf

571/2013-7665(2)

Ninth Arbitrage Appellation Court 127994, Moscow, GSP-4, Straw Patrol Pass, 12 website address: <http://9aas.arbitr.ru> RESOLUTE PART OF THE REGULATION (in the order of part 2 of article 176 of the AIC of the Russian Federation) No 09AP-40346/2012-AC

d. Moscow 24.01.2013 No A40-94475/12-149-866

The Ninth Arbitration Court of Appeal shall consist of: Presiding Judge D.E. Lepikhin, judges: Koltsova N.N., Rumyantseva P.V., while maintaining the protocol by the assistant judge Laukhina A.A., having considered in open court the appeal of the Federal Antimonopoly Service against the decision of the Arbitration Court of the city. Moscow dated 19.11.2012 in case No. A40-94475/12-149-866, taken by Judge Kuzin M.M., according to the statement of Pharmstandard OJSC, CJSC ROSTA to the Federal Antimonopoly Service a third party: The Ministry of Health and Social Development of the Russian Federation on the invalid decision of 25.05.2012 in case No. 1 11/202-11, with the participation of: from applicants: from Pharmstandard OJSC - Fedliuk V.P. by power of attorney from 29.12.2012 No. 1289; Arkhangelskaya M.A. by power of attorney from 09.01.2013 No. 2; from ZAO "ROST" - Pokatovich I.S. by power of attorney from 24.10.2012; Sholtyreva O.A. by power of attorney from 11.11.2011 No. 217; Sakanyan M.M. by power of attorney from 15.08.2012; from the defendant: Kozlov E.V. by power of attorney from 13.08.2012 NoIA/26023; Zaitseva N.N. by power of attorney from 15.06.2012 NoIA/18784; Aleshin K.N. by power of attorney from 23.08.2012 NoCA/27371; from the third person: Schatz M.G. by power of attorney from 28.12.2012 NoAD-MZ-52;

Under the guidance of St. 266, 268, 269, 271 of the Arbitration Procedure Code of the Russian Federation,

DECIDED: The decision of the Arbitration Court of Moscow of 19.11.2012 in case No. A40-94,475/12-149-866 to leave unchanged, the appeal - without satisfaction. The decision shall enter into force from the date of its adoption and may be appealed within two months from the date of the decision in full in the Federal Arbitration Court of the Moscow District.

The presiding judge shall: D.E. Lepikhin

Judges: P.V. Rumors

N.N. Circle