

Operative part of the judicial act · A40-94475-2012 · 18.04.2013

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Federal Commercial Court of the Moscow District

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 = 31.232000 RUB; effective date 18.04.2013.

Russian source file: A40-94475-2012_20130418_Prochie_sudebnye_dokumenty.pdf

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DECISION (resolution)

d. Moscow 18.04.2013 Case No. A40-94475/12-149-866

The Federal Arbitration Court of the Moscow District consisting of: Chairman-Judge Dolgasheva V. A., Judges Agapov M. R., Voronina E. Y., with participation in the meeting: from the applicants of Pharmstandard OJSC - Fedliuk V.P. - Dov. from 29.12.2012 No. 1289, Arkhangelskaya M.A. - Dov. from 09.01.2013 No. 2 from ZAO "ROST" - Sakanyan M.M. Dov. from 15.08.2012 Nob/n, Sholtyreva O.A. Dov. 11.11.2011 No. 217, Pokatovich I.S. Dov. 24.10.2012 Nob/n from the defendant FAS Russia - Aleshin K.N. Dov. from 23.08.2012 No. IA/27371, Zaitseva N.N. Dov. from 15.06.2012 IA/18784, E.V. Kozlov. Dov. 13.08.2012 NoIA/26023 from the third person Ministry of Health and Social Development of the Russian Federation - Shatz M.G. Dov. from 28.12.2012 NoAD-MZ-52, having considered on April 18, 2013 in the court session the cassation appeal of the Federal Antimonopoly Service (FAS Russia) against the decision of November 19, 2012 of the Arbitration Court of Moscow adopted by Judge Kuzin M.M.,

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on the decision of January 31, 2013 of the Ninth Arbitration Court of Appeal adopted by judges Lepikhin D.E., Koltsova N.N., Rumyantsev P.V., on the application of Pharmstandard OJSC, ROSTA CJSC to the Federal Antimonopoly Service (FAS Russia) on invalidation of the decision of 25.05.2012 in case No. 1 11/202-11, a third party: Ministry of Health and Social Development of the Russian Federation

Guided by Articles 176, 284-289 of the Arbitration Procedure Code of the Russian Federation, the Court

DECIDED: the decision of the Arbitration Court of Moscow of November 19, 2012, the decision of the Ninth Arbitration Court of Appeal of January 31, 2013 in case No. A40-94475/12-149-866 to cancel. Refuse to satisfy the requirements of Pharmstandard and ROSTA on the recognition of the FAS decision of Russia dated 25.05.2012 as illegal. 1 11/202-11.

Presiding judge V.A. The longest judges: M.R. Agapov E.Yu. voronina

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