

CELGENE CORP /DE/  
Form 8-K  
April 04, 2017

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION**

**Washington, D.C. 20549**

**FORM 8-K**

**CURRENT REPORT  
Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934**

**Date of Report (Date of earliest event reported): April 3, 2017**

**CELGENE CORPORATION**  
(Exact name of registrant as specified in its charter)

<b>Delaware</b>	<b>001-34912</b>	<b>22-2711928</b>
(State or other Jurisdiction of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

<b>86 Morris Avenue, Summit, New Jersey</b>	<b>07901</b>
(Address of Principal Executive Offices)	(Zip Code)

Registrant's telephone number, including area code: **(908) 673-9000**

(Former name or former address if changed since last report.)

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Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

☐ Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

☐ Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)

☐ Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))

☐ Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

## **ITEM 8.01 OTHER EVENTS**

On April 3, 2017, Celgene Corporation announced it has received a Paragraph IV Notice Letter advising that Teva Pharmaceuticals USA, Inc. submitted an Abbreviated New Drug Application (ANDA) to the U.S. Food and Drug Administration (FDA) seeking authorization from the FDA to manufacture and market a generic version of POMALYST® (pomalidomide) 1 mg, 2 mg, 3 mg and 4 mg in the United States.

The Notice Letter contains Paragraph IV certifications against certain of Celgene's patents related to POMALYST®. Celgene intends to vigorously defend its extensive intellectual property rights related to POMALYST®.

Attached hereto and incorporated herein by reference as Exhibit 99.1 is the Press Release announcement.

## **ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS.**

Exhibit 99.1 — Press Release dated April 3, 2017

**EXHIBIT INDEX**

**Exhibit No. Description**

99.1	Press Release dated April 3, 2017.
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**SIGNATURES**

Pursuant to the requirements of the Securities and Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

**CELGENE  
CORPORATION**

Date: April 3, 2017

By: Peter N. Kellogg  
Name: Peter N.  
Kellogg  
Title: Executive Vice  
President and Chief  
Financial Officer