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19 Attorneys for MEDOS Medizintechnik, A.G.

20 IN THE UNITED STATES DISTRICT COURT

21 FOR THE DISTRICT OF ARIZONA

22 SynCardia Systems, Inc.,
 23
 24 Plaintiff,

No. 06-CV-00515-TUC-CKJ

JOINT NOTICE OF SETTLEMENT

25 v.

26 MEDOS Medizintechnik, A.G.,
 27
 28 Defendant.

MEDOS Medizintechnik, A.G., a German
 corporation,

Counterclaimant,

v.

SynCardia Systems, Inc., a Delaware
 corporation,

Counterdefendant.

In accordance with Rule LRCiv 40.2(d), Plaintiff/Counterdefendant SynCardia
 Systems, Inc. and Defendant/ Counterclaimant MEDOS Medizintechnik, A.G. hereby

1 jointly provide notice to the Court that the parties reached a written and signed settlement
2 agreement on September 30, 2008. The parties are in the process of performing material
3 conditions pursuant to the settlement agreement and anticipate filing a stipulation to
4 dismiss with prejudice within forty (40) days from the date of this Notice. Accordingly,
5 the parties request a stay of proceedings in this matter and a suspension of all deadlines.
6 Pursuant to LRCiv 7.1(b)(2), and for the Court's convenience, a proposed form of order
7 is submitted herewith.

8 DATED this 30th day of September, 2008.

9 SNELL & WILMER L.L.P.

10
11 By s/Matthew P. Fischer

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CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2008, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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s/Barbara Gallagher

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