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 18 **UNITED STATES DISTRICT COURT**  
 19 **EASTERN DISTRICT OF CALIFORNIA**  
 20 **SACRAMENTO DIVISION**

21 ALEURONE CORPORATION  
 22  
 23 Plaintiff,  
 24 v.  
 25 VENTRIA BIOSCIENCE, INCORPORATED  
 26 Defendant.

Case No: 2:10-CV-00501-FCD-KJM

**SECOND STIPULATION AND ORDER  
 TO EXTEND TIME TO FILE ANSWER  
 AND TO MOVE HEARING ON  
 PLAINTIFF'S MOTION FOR A  
 PRELIMINARY INJUNCTION**

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1 Defendant Ventria Bioscience, Incorporated (“Ventria”) and plaintiff Aleurone  
2 Corporation (“Aleurone”) hereby stipulate and agree as follows:

3 1. **WHEREAS**, Ventria’s Answer is currently due May 12, 2010;

4 2. **WHEREAS**, a hearing on Aleurone’s motion for a preliminary injunction is  
5 currently scheduled for May 21, 2010;

6 3. **WHEREAS**, only one prior extension has been sought and obtained to date by  
7 the parties as to these matters (March 30, 2010 – Dkt. No. 23);

8 4. **WHEREAS**, the parties have met and conferred and desire to continue the  
9 hearing on Aleurone’s motion for a preliminary injunction and to extend the deadlines for the  
10 related briefs and for the filing of Ventria’s Answer;

11 **THEREFORE**, the parties stipulate and agree as follows:

12 1. The deadline for Ventria to file its Answer shall be extended to June 2, 2010 (21  
13 days);

14 2. The hearing on Aleurone’s motion for a preliminary injunction shall be continued  
15 to June 18, 2010 (28 days);

16 3. The deadline for Ventria to file its opposition to Aleurone’s motion for a  
17 preliminary injunction shall be June 1, 2010 (25 days); and

18 4. The deadline for Aleurone to file its reply brief in support of its motion for a  
19 preliminary injunction shall be June 11, 2010 (28 days), as provided for in the Court’s rules,  
20 based upon the new hearing date.

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**IT IS SO STIPULATED**

Dated: April 30, 2010

KEKER & VAN NEST LLP

By: /s/ Matthias Kamber  
(as authorized on April 30, 2010)

JEFFREY R. CHANIN  
MATTHIAS KAMBER  
MATAN SHACHAM  
Attorneys for Defendant  
VENTRIA BIOSCIENCE, INC.

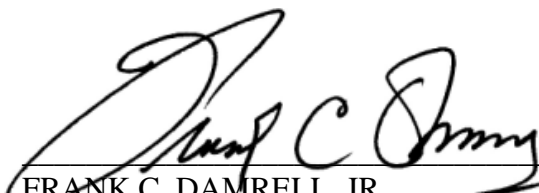
Dated: April 30, 2010

FOLEY & LARDNER LLP

By: /s/ George C. Best  
MICHAEL J. SONG  
GEORGE C. BEST  
MELINDA LEVITT  
Attorneys for Plaintiff  
ALEURONE CORPORATION

**IT IS SO ORDERED.**

Dated: May 3, 2010

  
FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE