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9 *Attorneys for Defendants*

Johnson & Johnson and Cordis Corporation

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

13 BSC CORPORATION, BSC SCIMED, INC.,)
 14 SCIMED LIFE SYSTEMS, INC., and)
 SCHNEIDER (EUROPE) GmbH,)

15 Plaintiffs,)

16 vs.)

17 JOHNSON & JOHNSON)
 18 and CORDIS CORPORATION,)

19 Defendants.)

No. C 02-790 SI (filed Feb. 14, 2002)

**J&J/CORDIS'S MOTION AND PROPOSED
 ORDER FOR ADMINISTRATIVE RELIEF
 TO FILE A SURREPLY TO BOSTON
 SCIENTIFIC'S REPLY BRIEF IN
 SUPPORT OF ITS RENEWED MOTION
 FOR JUDGMENT AS A MATTER OF LAW
 OF NONINFRINGEMENT OF THE
 FONTIRROCHE PATENT**

21 CORDIS CORPORATION,)
 22 Counterclaim-Plaintiff,)

23 vs.)

24 BSC CORPORATION, BSC SCIMED, INC.,)
 25 SCIMED LIFE SYSTEMS, INC., and)
 26 SCHNEIDER (EUROPE) GmbH,)

27 Counterclaim-Defendants.)

Date: Friday, Feb. 15, 2008
 Time: 9:00 a.m.
 Place: Courtroom 10, 19th floor

28 **J&J/CORDIS'S MOTION AND PROPOSED ORDER FOR ADMINISTRATIVE RELIEF TO FILE A
 SURREPLY TO BOSTON SCIENTIFIC'S REPLY BRIEF IN SUPPORT OF ITS RENEWED MOTION
 FOR JUDGMENT AS A MATTER OF LAW OF NONINFRINGEMENT OF THE FONTIRROCHE
 PATENT/ No. C 02-790 SI**

Pursuant to LR 7-11 and 7-3(d), Cordis Corporation respectfully requests leave to file the attached surreply brief (Exhibit A) to address an argument that was first made by BSC in reply (relating to whether Cordis's equivalents theory was disclosed before trial in its final infringement contentions).

Dated: February 4, 2008

By: /s/ David T. Pritikin

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IT IS SO ORDERED.



Dated: February __, 2008

SUSAN ILLSTON
United States District Judge