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11 Attorneys for Defendants
 12 GILEAD SCIENCES, INC., JOHN C. MARTIN, JOHN F.
 13 MILLIGAN, MARK L. PERRY, NORBERT W.
 14 BISCHOFBERGER, ANTHONY CARRACIOLO and
 15 WILLIAM A. LEE

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN FRANCISCO DIVISION

19 In re GILEAD SCIENCES SECURITIES
 20 LITIGATION,

Master File No. C-03-4999-SI

CLASS ACTION

21 This Document Relates To:

22 ALL ACTIONS

**JOINT STIPULATION AND [PROPOSED]
 ORDER EXTENDING TIME FOR
 DEFENDANTS TO FILE ANSWER TO FIFTH
 AMENDED COMPLAINT PURSUANT TO
 CIVIL LOCAL RULE 6-2**

Dept.: Courtroom 10
 Judge: Honorable Susan Illston

Trial Date: None set

23 **WHEREAS**, plaintiffs filed their Fifth Consolidated Amended Class Action Complaint for
 24 Violation of Federal Securities Laws (“Fifth Amended Complaint”) on July 10, 2009;

25 **WHEREAS**, defendants Gilead Sciences, Inc., John C. Martin, John F. Milligan, Mark L.
 26 Perry, Norbert W. Bischofberger, Anthony Carraciolo, and William Lee (collectively,
 27 “Defendants”) filed their Motion to Dismiss the Fifth Amended Complaint on August 12, 2009;

28 **WHEREAS**, the hearing on Defendants’ Motion to Dismiss was held on October 9, 2009;

1 **WHEREAS**, the Court issued its Order granting in part and denying in part Defendants’
2 Motion to Dismiss the Fifth Amended Complaint (“Order”) on October 13, 2009;

3 **WHEREAS**, pursuant to the Court’s Order, Defendants must file an Answer to the Fifth
4 Amended Complaint on or before November 2, 2009;

5 **WHEREAS**, the Fifth Amended Complaint is 90 pages long and contains 298 paragraphs of
6 allegations;

7 **WHEREAS**, the parties have met and conferred and agreed to a two-week extension of the
8 deadline for filing Defendants’ Answer to the Fifth Amended Complaint, from November 2, 2009
9 to November 16, 2009;

10 **WHEREAS**, if the Court extends the time for Defendants to file an Answer to the Fifth
11 Amended Complaint by two weeks, it will have no effect on the schedule for this case.

12 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the parties
13 hereto through their respective counsel of record, that Defendants shall have through and
14 including November 16, 2009 to file their Answer to the Fifth Amended Complaint.

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16 **IT IS SO STIPULATED.**

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18 Dated: October 23, 2009

COOLEY GODWARD KRONISH LLP

19

/s/ Matthew D. Brown

20

Matthew D. Brown

21

Attorneys for Defendants
GILEAD SCIENCES, INC., JOHN C. MARTIN,
22 JOHN F. MILLIGAN, MARK L. PERRY,
23 NORBERT W. BISCHOFBERGER,
24 ANTHONY CARRACIOLO and WILLIAM A.
25 LEE

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Dated: October 23, 2009

KAPLAN FOX & KILSHEIMER LLP

/s/ Laurence D. King

Laurence D. King

Liaison Counsel for Plaintiffs

Dated: October 23, 2009

COUGHLIN STOIA GELLER RUDMAN &
ROBBINS LLP

/s/ David J. George

David J. George

Co-Lead Counsel for Plaintiffs

Dated: October 23, 2009

MILBERG LLP

/s/ Joshua H. Vinik

Joshua H. Vinik

Co-Lead Counsel for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____



Honorable Susan Illston
United States District Judge
Northern District of California

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ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Matthew D. Brown, attest that concurrence in the filing of this Joint Stipulation and [Proposed] Order Extending Time for Defendants to File Answer to Fifth Amended Complaint Pursuant to Local Rule 6-2 has been obtained from each of the other signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 23rd day of October, 2009, at San Francisco, California.

/s/ Matthew D. Brown
Matthew D. Brown