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United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THERASENSE, INC.,
Plaintiff,

v.

BECTON, DICKINSON AND
COMPANY,
Defendant.

No. C 04-02123 WHA

Consolidated with

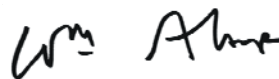
No. C 04-03327 WHA
No. C 04-03732 WHA
No. C 05-03117 WHA

**NOTICE RE REPORT AND
RECOMMENDATION BY
SPECIAL MASTER**

AND CONSOLIDATED CASES.

The Court is in receipt of the report and recommendation by special master regarding attorney's fees and because of subsequent events does not need to approve or disapprove the report and recommendation. However, the Court wishes to thank Special Master Eugene Lynch for his hard work in this case.

Dated: April 1, 2009



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE