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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

THE COUNTY OF SANTA CLARA and )  
THE COUNTY OF SANTA CRUZ, on )  
Behalf of Itself and All Others Similarly )  
Situating, )  
Plaintiffs, )  
v. )  
ASTRA USA, INC., et al., )  
Defendants. )  
\_\_\_\_\_ )

Case No. C 05-03740 WHA  
**STIPULATION AND ~~PROPOSED~~  
ORDER STAYING ACTION PENDING  
DECISION FROM U.S. SUPREME  
COURT**

1 WHEREAS, on April 21, 2010, defendants filed a petition for a writ of certiorari in the  
2 United States Supreme Court, Case No. 09-1273, from a decision of the United States Court of  
3 Appeals for the Ninth Circuit in Case No. 06-16471; and

4 WHEREAS, on September 28, 2010, the United States Supreme Court granted the writ of  
5 certiorari;

6 NOW, THEREFORE, the parties hereby stipulate and agree that this action shall be stayed  
7 pending the resolution of Case No. 09-1273 in the United States Supreme Court. Counsel for  
8 defendants Astra USA, Inc., AstraZeneca Pharmaceuticals, LP and Zeneca Inc. will inform this  
9 Court within three days of the issuance of the Supreme Court's opinion, and the Court shall  
10 schedule a Case Management Conference in this action within two weeks thereafter.

11 IT IS SO STIPULATED.

12 Dated: September 29, 2010

ARNOLD & PORTER LLP

13 By /s/ Sharon D. Mayo  
14 Sharon D. Mayo  
15 Attorneys for Defendants Astra USA, Inc.,  
AstraZeneca Pharmaceuticals LP, and Zeneca, Inc.

16 Dated: September 29, 2010

MORGAN, LEWIS & BOCKIUS LLP

17 By /s/ Brian W. Shaffer  
18 Brian W. Shaffer  
Attorneys for Defendant Pfizer, Inc.

19 Dated: September 29, 2010

SHOOK, HARDY & BACON LLP

20 By /s/ Robert J. McCully  
21 Robert J. McCully  
Attorneys for Defendants ZLB Behring, LLC and  
Aventis Pharmaceuticals, Inc.

22 Dated: September 29, 2010

SIDLEY AUSTIN LLP

23 By /s/ Scott D. Stein  
24 Scott D. Stein  
Attorneys for Defendant Bayer Corp.

25 Dated: September 29, 2010

PILLSBURY WINTHROP SHAW PITTMAN LLP

26 By /s/ Kirke M. Hasson  
27 Kirke M. Hasson  
Attorneys for Defendant Merck & Co., Inc.  
28 (f/k/a/ Schering-Plough Corporation)

1 Dated: September 29, 2010

DECHERT LLP

2 By /s/ Frederick G. Herrold  
3 Frederick G. Herrold  
4 Attorneys for Defendants Smithkline Beecham  
5 Corporation and Smithkline Beecham Corporation  
6 d/b/a/ Glaxo Smithkline

7 Dated: September 29, 2010

OBER, KALER, GRIMES & SHRIVER, A.P.C.

8 By /s/ Kelly J. Davidson  
9 Kelly J. Davidson  
10 Attorneys for Defendants Wyeth, Inc. and Wyeth  
11 Pharmaceuticals Inc.

12 Dated: September 29, 2010

HOGAN LOVELLS US LLP

13 By /s/ Lyndon M. Tretter  
14 Lyndon M. Tretter  
15 Attorneys for Defendant Bristol-Myers Squibb  
16 Company

17 Dated: September 29, 2010

JONES DAY

18 By /s/ Peter N. Larson  
19 Peter N. Larson  
20 Attorneys for Defendants TAP Pharmaceutical  
21 Products Inc., n/k/a Takeda Pharmaceuticals North  
22 America, Inc.

23 Dated: September 29, 2010

ROBBINS GELLER RUDMAN & DOWN LLP

24 By /s/ Jeffrey W. Lawrence  
25 Jeffrey W. Lawrence  
26 Attorneys for Plaintiffs County of Santa Clara and  
27 County of Santa Cruz

28 Dated: September 29, 2010

OFFICE OF THE COUNTY COUNSEL, COUNTY  
OF SANTA CLARA

By /s/ Greta S. Hansen  
Greta S. Hansen  
Acting Lead Deputy County Counsel

GOOD CAUSE APPEARING,

IT IS SO ORDERED.

Dated: September 30, 2010.

Hon. William H. Alsup  
United States District Judge