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17 Attorneys for Defendant biolitec, Inc.

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN FRANCISCO DIVISION

21 TYCO HEALTHCARE GROUP LP d/b/a
 22 VNUS MEDICAL TECHNOLOGIES,

23 Plaintiff,

24 vs.

25 BIOLITEC, INC., DORNIER MEDTECH
 26 AMERICA, INC., and NEW STAR
 27 LASERS, INC. d/b/a COOLTOUCH, INC.

28 Defendants.

Case No. C08-03129 MMC

ORDER APPROVING
STIPULATION AND ~~PROPOSED~~
~~ORDER TO PERMIT COUNSEL TO~~
APPEAR BY TELEPHONE AT FURTHER
STATUS CONFERENCE SET FOR
FEBRUARY 18, 2011

(Civil Local Rule 7-12)

29 TYCO HEALTHCARE GROUP LP d/b/a
 30 VNUS MEDICAL TECHNOLOGIES,

31 Plaintiff,

32 vs.

33 TOTAL VEIN SOLUTIONS, LLC. d/b/a
 34 TOTAL VEIN SYSTEMS,

35 Defendants.

Case No. C08-04234 MMC

(consolidated with Case No. C08-03129 MMC)

1 WHEREAS a status conference in this case is scheduled to take place on February 18,
2 2011 at 10:30 AM.

3 WHEREAS lead counsel for the various defendants live and practice in various cities
4 across the country. Lead trial counsel for defendant biolitec, Inc. (“biolitec”) live and practice in
5 Boston, Massachusetts. Lead trial counsel for defendant Total Vein Solutions, LLC d/b/a Total
6 Vein Systems (“TVS”) live and practice in La Jolla/San Diego, California.

7 WHEREAS no motions are set for argument at the February 18 conference, and counsel
8 believe the conference will be relatively brief and will relate primarily to procedural matters such
9 as case management following the December 8, 2010 jury verdict;

10 WHEREAS counsel believe the benefit of a personal appearance at the conference is
11 outweighed by the significant expense to each of the defendants for their respective counsel to
12 travel to San Francisco from the various cities in which each attorney practices; and
13

14 WHEREAS plaintiff Tyco Healthcare Group LP d/b/a VNUS Medical Technologies
15 (“VNUS”), by and through its counsel of record, have agreed to the request by defense counsel to
16 appear by telephone.
17

18 NOW THEREFORE, the parties, by and through their respective counsel of record,
19 hereby stipulate, agree, and jointly apply to the Court for an Order in the above-entitled action
20 permitting all counsel to appear telephonically at the February 18, 2011 status conference.
21

22
23 Dated: February 3, 2011

Respectfully submitted,

24 ATTORNEYS FOR DEFENDANT
25 BIOLITEC, INC.

26 By: /s/ Michael N. Rader
27 Michael N. Rader (pro hac vice)
28 Charles T. Steenburg (pro hac vice)
WOLF, GREENFIELD & SACKS, P.C.

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TOTAL VEIN SYSTEMS

By: /s/ John Karl Buche
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Pursuant to General Order No. 45, I hereby attest that I have concurrence to file this stipulation from all parties whose signatures are indicated by a “conformed” signature (/s/) within this e-filed document.

/s/ Michael N. Rader

Michael N. Rader

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 7, 2011



HON. MAXINE M. CHESNEY
United States District Judge