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18 **IN THE UNITED STATES DISTRICT COURT FOR THE
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN FRANCISCO DIVISION**

21 **KARL STORZ ENDOSCOPY-AMERICA,
 22 INC.**
 23
 24 Plaintiff,
 25
 26 v.
 27 **FEMSUITE, LLC**
 28
 Defendant.

Case No. C 08-3210 (VRW)
**JOINT CASE MANAGEMENT
 STATEMENT AND ~~PROPOSED~~
 ORDER**
Date: August 6, 2009
Time: 3:30 pm
**Place: Courtroom of Hon. Vaughn R.
 Walker (Courtroom #6, 17th floor)**
Hon. Vaughn R. Walker

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Karl Storz Endoscopy-America, Inc. (“KSEA”) and FemSuite LLC (“FemSuite”) submit this Joint Case Management Statement in view of the Case Management Conference scheduled for August 6, 2009.

As reported in the Parties Joint Case Management Statement of June 25, 2009, the parties are drafting a settlement agreement and are diligently working to complete the settlement agreement and associated transaction. Given the complicated nature of the settlement, which involves a stock and/or equity transaction, the parties require additional time.

The parties are prepared to appear for the Case Management Conference scheduled for August 6, 2009 and update the Court on the parties’ settlement discussions. However, in view of the parties’ ongoing progress towards settlement, the parties respectfully request that the Case Management Conference set for August 6, 2009 be postponed until September 24, 2009 or another date that is convenient for the Court.

Dated: July 31, 2009

Respectfully submitted,

_____/s/ Alfredo Bismonte_____
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¹ Pursuant to General Order 45, Section X, the filer of this document attests that concurrence in the filing of this document has been obtained from Jeffrey M. Ratinoff.

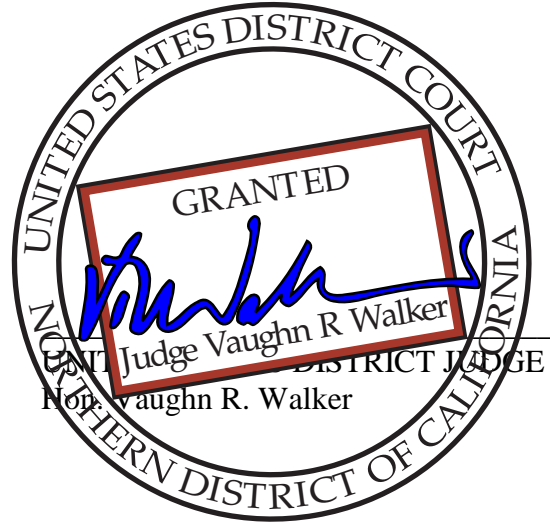
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CASE MANAGEMENT ORDER

Having considered the Case Management Statement and Proposed Order submitted July 31, 2009, and good cause being found, the Court hereby continues the Case Management Conference currently set for August 6, 2009 until September 24, 2009 at 3:30 PM before this Court.

SO ORDERED:

Date: 8/3/2009



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