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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GENENTECH, INC. and BIOGEN IDEC
INC.,

Plaintiffs,

vs.

SANOFI-AVENTIS DEUTSCHLAND
GMBH, SANOFI-AVENTIS U.S. LLC, and
SANOFI-AVENTIS U.S. INC.,

Defendants.

CASE NO. 3:08-cv-04909-SI

STIPULATION AND [PROPOSED] ORDER
GRANTING PLAINTIFFS LEAVE TO FILE
THEIR OPPOSITIONS TO DEFENDANTS'
MOTIONS TO DISMISS AND
CONFIDENTIAL SUPPORTING
DOCUMENTS THERETO UNDER SEAL

COUNSEL LISTED ON FOLLOWING PAGE

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Attorneys for Defendants Sanofi-Aventis Deutschland GmbH, Sanofi-Aventis U.S. LLC, and Sanofi-Aventis U.S. Inc.

1 Pursuant to Local Rule 79-5, the Court’s Standing Order, and the Protective Order
2 effective pursuant to Patent L.R. 2-2, the parties hereby stipulate to the filing under seal of
3 Plaintiffs’ Opposition to Defendant Sanofi-Aventis Deutschland GmbH’s Motion to Dismiss for
4 Lack of Personal Jurisdiction; Plaintiffs’ Opposition to U.S. Defendants’ Motion to Dismiss for
5 Lack of Subject Matter Jurisdiction and Failure to State a Claim; and all documents designated
6 “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only.”

7 These briefs and exhibits include materials that Defendants have designated
8 “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only” pursuant to the Protective
9 Order. Accordingly, the parties request that the Court order that those declaration exhibits so
10 designated and the briefs, which refer to the contents of those exhibits, be filed under seal.

11
12 DATED: April 24, 2009

QUINN EMANUEL URQUHART OLIVER &
HEDGES, LLP

13
14 By /s/Victoria F. Maroulis
15 Victoria F. Maroulis
16 Attorneys for Plaintiff Genentech, Inc.

17 DATED: April 24, 2009

FOLEY HOAG LLP

18 By /s/Donald R. Ware
19 Attorneys for Plaintiff Biogen Idec Inc.

20
21 DATED: April 24, 2009

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23 By /s/Joshua R. Rich
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25 Attorneys for Defendants Sanofi-Aventis
26 Deutschland GmbH, Sanofi-Aventis U.S. LLC, and
27 Sanofi-Aventis U.S. Inc.

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I, Victoria F. Maroulis, am the ECF User whose identification and password are being used to file this document. Pursuant to General Order 45.X.B, I hereby attest that counsel for Defendants has concurred in this filing.

DATED: April 24, 2009

QUINN EMANUEL URQUHART OLIVER &
HEDGES, LLP

By /s/Victoria F. Maroulis
Victoria F. Maroulis
Attorneys for Plaintiff Genentech, Inc.

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[PROPOSED] ORDER

Pursuant to the stipulation of the parties and with good cause appearing, the Court GRANTS Plaintiffs leave to file under seal Plaintiffs’ Opposition to Defendant Sanofi-Aventis Deutschland GmbH’s Motion to Dismiss for Lack of Personal Jurisdiction; Plaintiffs’ Opposition to U.S. Defendants’ Motion to Dismiss for Lack of Subject Matter Jurisdiction and Failure to State a Claim; and all documents designated “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only.”

IT IS SO ORDERED.



April __, 2009

The Honorable Susan Illston
UNITED STATES DISTRICT JUDGE