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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

GENENTECH, INC. and BIOGEN IDEC INC.,

Plaintiffs,

v.

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

Defendants.

CASE NO. 3:08-cv-04909-SI
CASE NO. 4:09-cv-04919-SI

**STIPULATION AND [PROPOSED]
ORDER GRANTING LEAVE TO
FILE UNDER SEAL DOCUMENTS
RELATED TO SANOFI'S MOTION
TO AMEND ITS PLEADINGS AND
INFRINGEMENT CONTENTIONS**

SANOFI-AVENTIS DEUTSCHLAND GMBH,

Counterplaintiff,

v.

GENENTECH, INC. and BIOGEN IDEC INC.,
Counterdefendants.

SANOFI-AVENTIS DEUTSCHLAND GMBH,

Plaintiff,

v.

GENENTECH, INC. and BIOGEN IDEC INC.,
Defendants.

COUNSEL LISTED ON FOLLOWING PAGE

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1 Pursuant to Local Rule 79-5, the Court’s Standing Order, and the Stipulated Protective
2 Order, the parties hereby stipulate to the filing under seal of all documents designated
3 “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only” and appended as exhibits to
4 declarations filed in support of Sanofi’s Motion for Leave to Amend Its Pleadings and
5 Infringement Contentions.

6 The briefs and these appended exhibits include materials that the parties have designated
7 “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only” pursuant to the Stipulated
8 Protective Order. Accordingly, the parties request that the Court order that those declaration
9 exhibits so designated be filed under seal.

11 DATED: December 16, 2009 QUINN EMANUEL URQUHART OLIVER &
12 HEDGES, LLP

13 By /s/ _____
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16 DATED: December 16, 2009 FOLEY HOAG LLP

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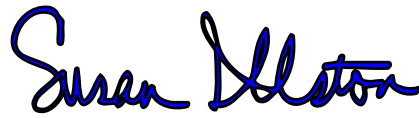
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[PROPOSED] ORDER

Pursuant to the stipulation of the parties and with good cause appearing, the Court GRANTS the parties leave to file under seal all documents filed in relation to Sanofi’s Motion for Leave to Amend Its Pleadings and Infringement Contentions designated “Confidential,” “Highly Confidential,” and/or “Attorney’s Eyes Only.”

IT IS SO ORDERED.

December __, 2009



The Honorable Susan Illston
UNITED STATES DISTRICT JUDGE