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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SANOFI-AVENTIS DEUTSCHLAND GMBH,  
Plaintiff,  
vs.  
GENENTECH, INC. and BIOGEN IDEC INC.  
Defendants.

CASE NO. 08-cv-04909-SI (BZ)  
CASE NO. 09-cv-04919-SI

STIPULATION AND [PROPOSED] ORDER  
GRANTING LEAVE TO FILE UNDER  
SEAL GENENTECH AND BIOGEN IDEC'S  
OPPOSITIONS TO SANOFI'S MOTION  
FOR LEAVE TO AMEND AND  
CONFIDENTIAL SUPPORTING  
DOCUMENTS THERETO

**Honorable Susan Illston**  
**United States District Judge**

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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 of the following under seal: (i) Genentech’s  
3 Opposition to Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions, which is  
4 designated “Highly Confidential – Attorneys’ Eyes Only”; (ii) Biogen Idec’s Opposition to  
5 Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions, which is designated  
6 “Confidential”; and (iii) supporting documents designated “Confidential,” “Highly Confidential –  
7 Attorneys’ Eyes Only,” and “Confidential – Outside Counsel’s Eyes Only” appended as exhibits  
8 to the declarations filed in support of these oppositions.

9 Genentech and Biogen Idec’s oppositions and these supporting documents include  
10 information confidential to the parties. Accordingly, the parties request that the Court order that  
11 Genentech’s Opposition to Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions,  
12 Biogen Idec’s Opposition to Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions,  
13 and the confidential supporting documents thereto be filed under seal.

14  
15 DATED: February 12, 2010 QUINN EMANUEL URQUHART OLIVER &  
16 HEDGES, LLP  
17  
18 By /s/Victoria F. Maroulis  
19 Victoria F. Maroulis  
Attorneys for Defendant  
Genentech, Inc.

20 DATED: February 12, 2010 FOLEY HOAG LLP  
21  
22 By /s/Marco Quina  
23 Marco Quina  
24 Attorneys for Defendant  
25 Biogen Idec Inc.  
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1 DATED: February 12, 2010

MCDONNELL BOEHNEN  
HULBERT & BERGHOFF LLP

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By /s/Joshua R. Rich  
Joshua R. Rich  
Attorneys for Plaintiff  
Sanofi-Aventis Deutschland GmbH

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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 Plaintiff concurred in this filing.

DATED: February 12, 2010

QUINN EMANUEL URQUHART OLIVER & HEDGES, LLP

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


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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 Genentech’s Opposition to Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions, Biogen Idec’s Opposition to Sanofi’s Motion for Leave to Amend Its Pleadings and Contentions, and confidential supporting documents thereto.

**IT IS SO ORDERED.**

February \_\_, 2010

  
\_\_\_\_\_  
The Honorable Susan Illston  
UNITED STATES DISTRICT JUDGE