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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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

CASE NOS. 08-cv-4909-SI (BZ),  
09-cv-4919-SI

[~~PROPOSED~~] ORDER DENYING SANOFI'S  
MOTION FOR LEAVE TO FILE MOTION  
FOR RECONSIDERATION OF CLAIM  
CONSTRUCTION ORDER

Honorable Susan Illston

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**[PROPOSED] ORDER**

Having considered Plaintiff Sanofi-Aventis Deutschland GmbH's Motion for Leave to File Motion for Reconsideration of Claim Construction Order, all declarations cited therein, and all pleadings and other papers in support thereof, and Defendants Genentech, Inc. and Biogen Idec Inc.'s Opposition thereto, and all pleadings and other papers in support thereof, the Court concludes that good cause does not exist for Sanofi's Motion. The Court therefore ORDERS that Sanofi's motion is DENIED.

**IT IS SO ORDERED.**



Dated: July \_\_, 2010

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The Honorable Susan Illston  
United States District Court Judge