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17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN FRANCISCO DIVISION**

21 SANOFI-AVENTIS DEUTSCHLAND
 22 GMBH,

23 Plaintiff,

24 v.

25 GENENTECH, INC. and BIOGEN IDEC
 26 INC.,

27 Defendants.

Case No.: C 08-04909 SI (BZ)

Case No.: C 09-04919 SI

**[PROPOSED] ORDER GRANTING
 SANOFI-AVENTIS DEUTSCHLAND
 GMBH'S MOTION TO ADJOURN
 HEARING FOR DEFENDANTS'
 MOTIONS FOR SUMMARY
 JUDGMENT UNDER LOCAL RULE 6-3**

1 **[PROPOSED] ORDER**

2 Having considered Plaintiff Sanofi-Aventis Deutschland GmbH's Motion to Adjourn Hearing
3 for Defendants' Motions for Summary Judgment Under Local Rule 6-3, all declarations cited therein,
4 and all pleadings and other papers in support thereof, as well as any oppositions filed by Defendants,
5 and with good cause appearing, the Court ORDERS that:

6 a. The hearing on the Motion for Summary Judgment of Invalidity for Lack of Written
7 Description filed by Biogen Idec Inc. ("Biogen") and the Motion for Summary Judgment of Non-
8 Infringement filed by Genentech, Inc. ("Genentech") will be adjourned until ~~October 8, 2010 at 9:00~~
9 a.m.; Oct. 26, 2010, at 11 a.m.

10 b. Sanofi shall file its Opposition to Motion for Summary Judgment of Invalidity for
11 Lack of Written Description and Opposition to Motion for Summary Judgment of Non-Infringement
12 no later than September 16, 2010; and

13 c. Biogen shall file its Reply in support of its Motion for Summary Judgment of
14 Invalidity for Lack of Written Description and Genentech shall file its Reply in support of its Motion
15 for Summary Judgment of Non-Infringement, if any, no later than September 23, 2010.

16
17 **IT IS SO ORDERED.**

18 

19 Dated: August __, 2010

20 _____
21 The Honorable Susan Illston
22 United States District Court Judge