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Counsel Listed on Following Page

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 NOS. C 08-4909 SI (BZ)
C 09-4919 SI

STIPULATION AND ~~[PROPOSED]~~ ORDER
CONTINUING ADR DEADLINE

[Civil L.R. 6-1, 6-2]

Honorable Susan Illston
United States District Judge

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1 Pursuant to Civil Local Rules 6-1 and 6-2, Plaintiff Sanofi-Aventis Deutschland GmbH
2 ("Sanofi") and Defendants Genentech, Inc. ("Genentech") and Biogen Idec Inc. ("Biogen")
3 respectfully request that the Court enter the following stipulation regarding the deadline for
4 conducting ADR. The parties now AGREE AND STIPULATE to extend the deadline for the
5 parties to conduct an ADR from October 31, 2010 to January 31, 2011.

6 1. Reason for the Request

7 In its Order Selecting ADR Process (D.N. 74), the Court directed the parties to conduct a
8 private ADR session 60 days after the entry of the Claim Construction Order. The Court issued its
9 Claim Construction Order on June 23, 2010. On August 4, the parties requested additional time to
10 select an appropriate mediator for this dispute, extending the deadline to conduct ADR to October
11 31, 2010. The parties have agreed on a mediator, but due to the mediator's limited availability
12 through the end of 2010, the mediation will be scheduled to occur in January 2011.

13 2. Prior Time Modifications

14 The time for Sanofi to answer or otherwise respond to the Complaint was previously
15 extended. The briefing and hearing schedule for Motions to Dismiss for Lack of Jurisdiction brought
16 by Sanofi and its former co-defendants was temporarily vacated. The briefing and hearing schedule
17 for Genentech's Motion To Disqualify McDonnell Boehnen Hulbert and Berghoff LLP was
18 extended by four weeks. The briefing and hearing schedule for Sanofi's Motion for Leave to
19 Amend Its Pleadings and Infringement Contentions was previously extended by five weeks and then
20 extended again by seven weeks. The Markman hearing and tutorial were previously continued by
21 45 days. The date for Plaintiff's oppositions to Defendants' motions for summary judgment was
22 extended by approximately three weeks. The date for Defendants' replies to Plaintiff's summary
23 judgment oppositions was extended by one week. A previous extension of time to conduct ADR is
24 described above.

25 3. Effect of Requested Modification

26 The requested modification will have no effect on the rest of the schedule in this action.

27 So Stipulated.

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DATED: October 27, 2010

HARVEY SISKIND LLP
FITZPATRICK, CELLA, HARPER & SCINTO

By _____ /s/
William E. Solander
Attorneys for Plaintiff
Sanofi-Aventis Deutschland GmbH

DATED: October 27, 2010

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

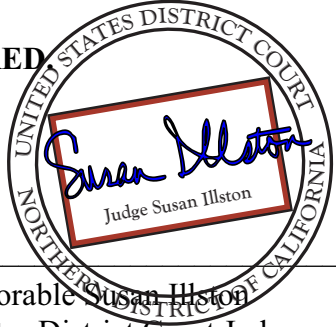
By _____ /s/
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Attorneys for Defendant Genentech, Inc.

DATED: October 27, 2010

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By _____ /s/
Claire Laporte
Attorneys for Defendant Biogen Idec Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED



DATED: 11/01/10

The Honorable Susan Illston
United States District Court Judge