

1 COOLEY LLP
 2 STEPHEN C. NEAL (170085) (nealsc@cooley.com)
 3 THOMAS J. FRIEL, JR. (80065) (tfriel@cooley.com)
 4 MICHELLE S. RHYU, PH.D. (212922) (rhyums@cooley.com)
 5 Five Palo Alto Square
 3000 El Camino Real
 Palo Alto, CA 94306-2155
 Telephone: (650) 843-5000
 Facsimile: (650) 857-0663

6 COOLEY LLP
 7 MARTIN S. SCHENKER (109828) (mschenker@cooley.com)
 8 101 California Street, 5th Floor
 San Francisco, CA 94111-5800
 Telephone: (415) 693-2000
 Facsimile: (415) 693-2222

9 Attorneys for Plaintiff
 10 ONYX PHARMACEUTICALS, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14
 15 ONYX PHARMACEUTICALS, INC.,

Case No. C 09-2145 (MHP)

16 Plaintiff,

**STIPULATION AND ~~PROPOSED~~ ORDER
 RESCHEDULING STATUS CONFERENCE**

17 v.

18 BAYER CORPORATION, BAYER AG,
 19 BAYER HEALTHCARE LLC, AND
 BAYER SCHERING PHARMA AG,

20 Defendants.

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1 **WHEREAS**, on April 28, 2010, the parties filed a stipulation to reschedule the Status
2 Conference in this matter to June 14, 2010;

3 **WHEREAS**, on April 30, 2010, the Court issued an order setting the Status Conference on
4 July 19, 2010;

5 **WHEREAS**, lead counsel for Plaintiff Onyx Pharmaceuticals both have unavoidable
6 scheduling conflicts on July 19, 2010;

7 **WHEREAS** , the parties' respective counsel are available on August 2, 2010 for a Status
8 Conference, and respectfully request that the Court reschedule the conference for that date;

9 **THEREFORE**, the parties hereby stipulate and agree, by and through counsel, to the entry
10 of an order as follows:

11 1. The post-mediation Status Conference, currently scheduled for July 19, 2010, is
12 hereby rescheduled to August 2, 2010 at 3:00 p.m.;

13 2. A Status Conference Statement will be due one week prior to the Status
14 Conference.

15 Dated: June 18, 2010

COOLEY LLP

/s/Martin S. Schenker

Martin S. Schenker
Attorneys for Plaintiff
ONYX PHARMACEUTICALS, INC.

19 Dated: June 18, 2010

BARTLIT BECK HERMAN PALENCHAR &
SCOTT LLP

/s/ Jason Peltz

Jason Peltz
Attorneys for Defendants
BAYER CORPORATION, BAYER AG,
BAYER HEALTHCARE LLC, AND BAYER
SCHERING PHARMA AG

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: June 21, 2010

Hon. Marilyn H. Patel

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GENERAL ORDER 45 ATTESTATION

In accordance with General Order 45, concurrence in the filing of this document has been obtained from each of the signatories and I shall maintain records to support this concurrence for subsequent production for the court if so ordered or for inspection upon request by a party.

Dated: June 18, 2010

COOLEY LLP

/s/ Martin S. Schenker
Martin S. Schenker
Attorneys for Plaintiff
ONYX PHARMACEUTICALS, INC.