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[COUNSEL LISTED ON SIGNATURE PAGE]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CONCEPTUS, INC., a Delaware corporation,
Plaintiff,
v.
HOLOGIC, INC., a Delaware corporation,
Defendant.

Case No. C 09-02280 WHA

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER EXTENDING
DEADLINE TO ANSWER OR
OTHERWISE RESPOND TO FIRST
AMENDED COMPLAINT**

1 Plaintiff Conceptus, Inc. ("Conceptus") and Defendant Hologic, Inc. ("Hologic") hereby
2 submit this Joint Stipulation and [Proposed] Order under Civil Local Rule 7-12 requesting an
3 extension for Hologic to file its answer or otherwise respond to the First Amended Complaint in this
4 matter.

5 The current deadline for response to the First Amended Complaint is July 29, 2009. The
6 parties stipulate and agree that Hologic may have an extension until August 25, 2009, to file its
7 answer or otherwise respond to the First Amended Complaint, and request that the Court so order.
8 No extensions have previously been requested or received in this matter.

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1 Dated: July 15, 2009

2 BAKER & McKENZIE LLP

HOWREY LLP

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4 By:/s/Howard N. Wisnia
Howard N. Wisnia
5 Attorneys for CONCEPTUS, INC.

By:/s/Katharine L. Altemus
Katharine L. Altemus
Attorneys for HOLOGIC, INC.

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ATTESTATION UNDER GENERAL ORDER NO. 45 § X.B.

As required by General Order No. 45, § X.B., I hereby attest that concurrence in the filing of the document has been obtained from the other signatory to this Stipulation.

By: /s/Katharine L. Altemus
Katharine L. Altemus

PROPOSED ORDER

Pursuant to STIPULATION, it is SO ORDERED. The period within which Defendant Hologic, Inc. shall file a responsive pleading or motion pursuant to Federal Rule of Civil Procedure 12 is extended until August 25, 2009.

Dated: July 16, 2009.

