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5 Attorneys for Defendant CUTERA, INC.

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 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT COURT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION  
 11

12 PETER CONLAN,  
 13 Plaintiff,  
 14 v.  
 15 CUTERA, INC, a corporation,  
 16 Defendant.

Case No. CV09-3406-MMC

**STIPULATION AND EXTENSION ON  
 TIME FOR DEFENDANT TO RESPOND  
 TO PLAINTIFF’S COMPLAINT**

AND ORDER THEREON

17  
 18 **SIPULATION**

19 It is agreed and stipulated hereto, between Plaintiff PETER CONLAN, on the one hand  
 20 (hereinafter “Plaintiff”), and Defendant CUTERA, INC., on the other hand (hereinafter  
 21 “Defendant”), that Defendant shall have an extension of time to answer to Plaintiff’s Complaint  
 22 for Wrongful Discharge in Violation of Public Policy, Breach of Contract, Violation of  
 23 Florida’s Private Sector Whistleblower Act to Friday, October 9, 2009.

24 IT IS SO STIPULATED,

25 DATED: October 7, 2009

DILLINGHAM & MURPHY, LLP  
 CARLA J. HARTLEY  
 MOLLY J. MROWKA

27 \_\_\_\_\_  
 /s/

28 Attorneys for Defendant  
 CUTERA, INC.

1 DATED: October 7, 2009

MCGUINN, HILLSMAN & PALEFSKY  
CLIFF PALEFSKY, ESQ.  
CAROLYN LEARY, ESQ.

2  
3 /s/

4 Attorneys for Plaintiff  
PETER CONLAN

5 IT IS SO ORDERED,

6 Dated: October 8, 2009

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HONORABLE MAXINE M. CHESNEY