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9	Attorneys for Defendants ALIGN TECHNOLOGY, INC. AND		
10	THOMAS M. PRESCOTT		
11	UNITED STATES DISTRICT COURT		
12	NORTHERN DISTRICT OF CALIFORNIA		
13	SAN FRANCISCO DIVISION		
14	CHARLES WOZNIAK, Individually and on Behalf of All Other Similarly Situated,) CASE NO.: 3:09-cv-03671-MMC	
15	Plaintiff,) STIPULATION AND [PROPOSED]) ORDER SETTING TIME FOR	
16) FILING AMENDED COMPLAINT	
17) AND DEFENDANTS' RESPONSE) THERETO AND CONTINUING	
18	ALIGN TECHNOLOGY, INC. AND THOMAS M. PRESCOTT,) CASE MANAGEMENT) CONFERENCE	
19	Defendants.		
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	STIPULATION AND [PROPOSED] ORDER SETTING TIME FOR FILING AMENDED COMPLAINT AND DEFENDANTS' REPONSE THERETO AND	3835758_1.DOC	
	CONTINUING CASE MANAGEMENT CONFERENCE, C-09-03671-MMC		
		Dockets.Justia.com	

1	WHEREAS, plaintiff Charles Wozniak filed a complaint against defendants Align		
2	Technology, Inc. and Thomas M. Prescott on August 11, 2009 (the "Action");		
3	WHEREAS, on November 13, 2009, Plumbers and Pipefitters National Pension Fund		
4	was appointed lead plaintiff;		
5	WHEREAS, on November 13, 2009, the Court directed the parties to meet and confer		
6	and submit a stipulated schedule to the Court for approval before December 4, 2009;		
7	WHEREAS, the case management conference is currently scheduled before this Court on		
8	January 15, 2010 at 10:30 a.m.;		
9	NOW, THEREFORE, in the interest of judicial economy and good cause showing, the		
10	parties, by and through their undersigned counsel of record, hereby agree and stipulate, and the		
11	Court hereby orders, as follows:		
12	1. Lead plaintiff shall file an amended complaint on or before January 15, 2010.		
13	2. Defendants' response to the amended complaint shall be filed on or before March		
14	12, 2010.		
15	3. If defendants' response is a motion to dismiss, lead plaintiff's opposition shall be		
16	filed on or before May 7, 2010, and defendants' reply thereto shall be filed on or before June 7,		
17	2010.		
18	4. The case management conference currently scheduled for January 15, 2010 at		
19	10:30 a.m. shall be continued until September 10, 2010 at 10:30 a.m. or a date that is convenient		
20	for the Court.		
21			
22	The Parties respectfully request that the Court enter an order approving this stipulation.		
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24	11111		
25	111		
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27			
28	STIPULATION AND [PROPOSED] ORDER SETTING -1- TIME FOR FILING AMENDED COMPLAINT AND DEFENDANTS' REPONSE THERETO AND CONTINUING CASE MANAGEMENT CONFERENCE, C-09-03671-MMC		

1]	Respectfully submitted,
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7		By: /s/ Katherine L. Henderson Katherine L. Henderson
8 9	;	Attorneys for Defendants Align Technology, Inc. and Thomas M. Prescott
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14		By:/s/ Willow E. Radcliffe
15		Willow E. Radcliffe
16		Attorneys for Lead Plaintiff
17		
18		
19		ORDER
20	PURSUANT TO STIPULATION, IT IS SO ORDERED. The Case Management	
21	Conference is continued to September 10, 2010, and the parties shall file a Joint Case Management Statement no later than September 3, 2010.	
22	Dated: _December 2, 2009	The Honorable Maxine Mathematic
23		The Honorable Maxine Mathesney
24		
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28	STIPULATION AND [PROPOSED] ORDER SETTIN TIME FOR FILING AMENDED COMPLAINT AND DEFENDANTS' REPONSE THERETO AND CONTINUING CASE MANAGEMENT CONFEREN C-09-03671-MMC	