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16 Attorneys for Plaintiff
 17 J. ALETH GUIRIBA

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

20
 21 J. ALETH GUIRIBA, an individual
 22 Plaintiff,
 23 vs.
 24 SANOFI-AVENTIS, a Corporation,
 25 Defendants.

Case No. 3:09-CV-05131-JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER CONTINUING DISPOSITIVE
 MOTION HEARING DATE
 AS MODIFIED HEREIN**

28

1 Plaintiff J. Aleth Guiriba (“Plaintiff”) and Defendant sanofi-aventis U.S. LLC (“sanofi-
2 aventis”), the parties to the above-entitled action (collectively referred to herein as the “Parties”),
3 submit this Stipulation to the Court pursuant to Civil L. R. 7-1(a)(5) and 7-12:

4 **STIPULATION**

5 WHEREAS, on June 1, 2010, the Court issued a Stipulation Order Modifying Case
6 Deadlines (“Order”) for this action setting a Dispositive Motion Hearing date for September 3,
7 2010;

8 WHEREAS, Defendant’s lead counsel, Richard G. Rosenblatt, mistakenly agreed to
9 September 3 for the Motion Hearing Date, having forgotten that that date fell squarely during the
10 period of a long-planned family vacation;

11 WHEREAS, Defendant’s co-counsel, Lindsey Schroeder has commenced a maternity
12 leave and, therefore, is unavailable to attend the Motion Hearing should argument be required;

13 WHEREAS, Mr. Rosenblatt and Ms. Schroeder are the only attorneys within their law
14 firm familiar with this matter;

15 WHEREAS, Mr. Rosenblatt is currently scheduled to commence a jury trial in Superior
16 Court of New Jersey (Middlesex County) in the matter of *Sodhi v. FedEx Ground* on September
17 7, 2010;

18 WHEREAS, a short delay in the scheduling of the Motion Hearing would cause no
19 prejudice or delay in trial, which is not scheduled until February 7, 2011;

20 WHERAS, Plaintiff’s counsel, Richard Hoyer, has consented to the rescheduling of the
21 Motion Hearing date to September 24, 2010, or such date that the Court has available on or after
22 September 22, 2010;

23 WHEREAS, the Parties also therefore agree to extend the last day for expert discovery, if
24 dispositive motions are filed, by approximately three weeks.

25 NOW, THEREFORE, Plaintiff and sanofi-aventis, through their undersigned respective
26 counsel, stipulate and request that the Court approve the following revisions to the schedule set
27 forth in the Order:

28 9/24/10 Last Day to Hear Dispositive Motions

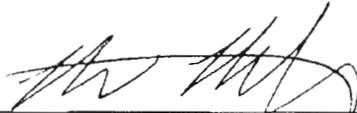
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12/3/10 Last Day for Expert Discovery, if dispositive motions are filed

Dated: July 15, 2010

MORGAN, LEWIS & BOCKIUS LLP

By


Richard G. Rosenblatt (*Admitted Pro Hac Vice*)
Lindsey K. Schroeder
Attorneys for Defendant
SANOFI-AVENTIS U.S. LLC

Dated: July 14, 2010

LAW OFFICES OF RICHARD A. HOYER

By


Richard A. Hoyer
David C. lipps
Attorneys for Plaintiff
J. ALETH GUIRIBA

ORDER

In light of the foregoing STIPULATION of the Parties and very good cause appearing, the Court ORDERS that the deadlines in this case are hereby modified as follows:

~~9/24/10~~ 10/1/2010 Last Day to Hear Dispositive Motions

12/13/10 Last Day for Expert Discovery, if dispositive motions are filed

To avoid prejudice, very GOOD CAUSE exists to modify the deadlines in this action as described herein.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 15, 2010


HON. JEFFREY S. WHITE
U.S. District Court Judge