

1 BINGHAM MCCUTCHEN LLP
 David M. Balabanian (SBN 37368)
 2 david.balabanian@bingham.com
 Charlene S. Shimada (SBN 91407)
 3 charlene.shimada@bingham.com
 John D. Pernick (SBN 155468)
 4 john.pernick@bingham.com
 Lucy Wang (SBN 257771)
 5 lucy.wang@bingham.com
 Three Embarcadero Center
 6 San Francisco, CA 94111-4067
 Telephone: 415.393.2000

7
 Attorneys for Defendants
 8 Frederic H. Moll, Steven M. Van Dick, Gary C.
 Restani, John G. Freund, James M. Shapiro,
 9 Christopher P. Lowe, Thomas C. McConnell, Russell
 C. Hirsch, Joseph M. Mandato, Kevin Hykes and
 10 Nominal Defendant Hansen Medical, Inc.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION
 14

15 MICHAEL BROWN, Derivatively on Behalf of
 16 HANSEN MEDICAL, INC.,

17 Plaintiff,

18 v.

19 FREDERIC H. MOLL, STEVEN M. VAN
 DICK, GARY C. RESTANI, JOHN G.
 FREUND, JAMES M. SHAPIRO,
 20 CHRISTOPHER P. LOWE, THOMAS C.
 MCCONNELL, RUSSELL C. HIRSCH,
 21 JOSEPH M. MANDATO, KEVIN HYKES,
 CHRISTOPHER SELLS, and DOES 1-25,
 22 inclusive.,

23 Defendants.

24 v.

25 HANSEN MEDICAL, INC., a Delaware
 corporation,

26
 27 Nominal Defendant.
 28

No. CV 09 05881 SI

STIPULATION AND [PROPOSED]
 ORDER RE MOTION TO DISMISS
 AND EXTENDING DATE FOR CASE
 MANAGEMENT CONFERENCE

Current CMC Date: June 25, 2010
 Proposed CMC Date: July 23, 2010
 Before: Hon. Susan Illston

1 WHEREAS, in accordance with the parties' stipulation of April 21, 2010, Defendants
2 response to the Complaint in this action is due on June 11, 2010 and Defendants intend to file a
3 Motion to Dismiss on that date.

4 WHEREAS, the first available hearing date for Defendants' Motion to Dismiss on which
5 counsel for all parties are available is July 23, 2010.

6 WHEREAS, the parties have agreed to set the hearing on Defendants' Motion to Dismiss
7 for July 23, 2010, and have agreed to a briefing schedule for the Opposition and Reply Briefs on
8 the Motion to Dismiss.

9 WHEREAS, a Case Management Conference ("CMC") for the above-captioned case is
10 currently scheduled for June 25, 2010 at 2:30 p.m.;

11 WHEREAS on June 7, 2010, Defendants filed a Stipulation and [Proposed] Order
12 Extending the Date for the CMC to July 9, 2010.

13 WHEREAS the parties agree that in order to avoid unnecessary legal expenses and in the
14 interests of justice and judicial economy, the CMC shall coincide with the hearing date for
15 Defendants' Motion to Dismiss.

16 THEREFORE the parties, by and through their undersigned counsel of record, hereby
17 agree and stipulate to the following:

18 1. Plaintiff's Opposition to Defendants' Motion to Dismiss shall be filed on or
19 before June 29, 2010 and Defendants shall file any Reply on or before July 9, 2010;

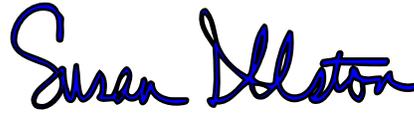
20 2. The hearing on Defendants' Motion to Dismiss shall be set for July 23, 2010 at
21 9:00 a.m. or as soon thereafter as the matter may be heard;

22 3. The CMC, currently scheduled for June 25, 2010, which the parties previously
23 asked to be continued to July 9, 2010, shall be continued to July 23, 2010 at 9:00 a.m., or as soon
24 as available thereafter, to correspond with the hearing on Defendants' Motion to Dismiss. The
25 deadlines for associated pre-conference filings, including the Case Management Statement, Rule
26 26(f) Report and Initial Disclosures, set forth in the Court's Order Setting Initial Case
27 Management Conference and ADR Deadlines, shall be continued accordingly.

28

[PROPOSED] ORDER

Based on the above stipulation of the Parties and for good cause appearing therefore, IT
IS SO ORDERED.



DATED: _____, 2010

Hon. Susan Illston
United States District Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

