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7 Attorneys for Plaintiff and Counter-Defendant
 Medical Development International

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO

MEDICAL DEVELOPMENT
 INTERNATIONAL, a Delaware corporation,

Plaintiff,

v.

THE CALIFORNIA DEPARTMENT OF
 CORRECTIONS AND REHABILITATION;
 J. CLARK KELSO, in his capacity as receiver;
 and DOES 1 – 20, inclusive,

Defendants.

J. CLARK KELSO, in his capacity as receiver,

Counter-claimant,

v.

MEDICAL DEVELOPMENT
 INTERNATIONAL, a Delaware corporation,

Counter-defendant.

CASE NO. 3:10-cv-00443-TEH

STIPULATION FOR ORDER AND
~~PROPOSED~~ ORDER CONTINUING
 CASE MANAGEMENT CONFERENCE
 SCHEDULED FOR JUNE 6, 2011 UNTIL
 A DATE AFTER AUGUST 15, 2011

1 Pursuant to Civil L.R. 7-12 and 16-2(e) and Paragraph Four of this Court's Standing
2 Order, the parties, by and through their counsel, Greenberg Traurig for Plaintiff and Counter-
3 defendant Medical Development International ("MDI"); Futterman Dupree Dodd Croley Maier
4 LLP for Defendant and Counter-claimant J. Clark Kelso, in his capacity as the Receiver,
5 ("Receiver"); and the California Office of the Attorney General for Defendant California
6 Department of Corrections and Rehabilitation ("CDCR"), stipulate for an Order continuing the
7 case management conference, currently set for June 6, 2011 to a date as convenient for the
8 Court after August 15, 2011. This stipulation is based on the following facts:

9 1. The parties conducted an initial mediation session on February 14, 2011, and,
10 since that time, the parties have continued their negotiations through the mediator.

11 2. CDCR has been working to present a further settlement offer to and has
12 indicated it will be in a position to do so in the coming days. The parties have agreed to
13 continue to work through the private mediator in an effort to try to resolve this matter in the
14 next approximately 60-90 days.

15 3. The Court issued an Order on March 31, 2011, setting the case management
16 conference in this case for June 6, 2011. Pursuant to that Order, the parties are presently
17 required to file a joint case management statement on or before May 27, 2011.

18 4. On May 3, 2011, Greenberg Traurig, LLP substituted in as counsel for MDI.

19 5. The parties are seeking to continue the June 6, 2011 CMC as follows:

- 20 a. Further mediation activities and settlement discussions, as anticipated by the
21 parties, are expected to affect case management, scheduling and related issues;
- 22 b. For reasons of judicial economy, so the court is not forced to spend valuable
23 time addressing unnecessary case management issues;
- 24 c. So that the Court and the parties are not forced to incur potentially unnecessary
25 costs associated with conferring on a case management schedule, preparing case
26 management statements, and appearing at related hearings; and
- 27 d. To allow sufficient time for MDI's new counsel to fully evaluate the case and
28 issues that might affect case management.

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IT IS SO STIPULATED.

Dated: May 16, 2011

GREENBERG TRAURIG, LLP

By: /s/Jeremy A. Meier
M. Theresa Tolentino Meehan
Jeremy A. Meier
Ray A. Sardo
Attorneys for Plaintiff and
Counter-defendant
Medical Development International

Dated: May 16, 2011

FUTTERMAN DUPREE DODD
CROLEY MAIER LLP

By: /s/Martin Dodd
Jaime L. Dupree
Martin Dodd
Attorneys for Defendant and Counter-
claimant
J. Clark Kelso, in his capacity as
Receiver

Dated: May 16, 2011

KAMALA A. HARRIS
Attorney General Of California

By: /s/Michelle M. Mitchell
Michelle M. Mitchell
Deputy Attorney General
Attorneys for Defendant
California Department of Corrections
and Rehabilitation

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[PROPOSED] ORDER

Based on the foregoing stipulation of the parties, it is hereby ORDERED that the case management conference currently set for June 6, 2011, be and hereby is continued to August 22, 2011, at 1:30 PM. The parties shall file a joint case management conference statement on or before August 15, 2011.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 05/16/2011

