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10 **Attorneys for Defendant**  
**OMNICARE, INC.**

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

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 BARTON SPINDLER, DEBORAH )  
 UNDERWOOD, VALERIE BURKS, and )  
 20 PARVIS KAVEH, by and through his guardian ad )  
 litem MITRA KAVEH, )  
 21 )  
 Plaintiffs, )  
 22 )  
 vs. )  
 23 )  
 JOHNSON & JOHNSON CORP., )  
 24 OMNICARE, INC., and )  
 DOES 1-10., Inclusive, )  
 25 )  
 Defendants. )  
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Case No. CV-10-1414-JSW

**JOINT STIPULATION AND**  
**[PROPOSED] ORDER RE: CASE**  
**MANAGEMENT CONFERENCE**  
**SCHEDULE**

**JOINT STIPULATION**

WHEREAS, the May 24, 2011 Clerk’s Notice set a case management conference for July 29, 2011, at 1:30 p.m.;

WHEREAS, defendants Johnson & Johnson Corp. and Omnicare, Inc. (“Defendants”) filed separate motions to dismiss Plaintiffs’ Second Amended Complaint on March 25, 2011, and set the hearing on those motions for June 10, 2011;

WHEREAS, the June 2, 2011 Clerk’s Notice rescheduled the hearing on Defendants’ motions to dismiss to August 12, 2011, at 9:00 a.m.;

WHEREAS, Plaintiffs Barton Spindler, Deborah Underwood, Valerie Burks, and Parvis Kaveh (“Plaintiffs”) and Defendants (the “Parties”) have agreed that it would be more efficient for the Court and the Parties to continue the case management conference currently set for July 29, 2011 to August 12, 2011, the same time as the hearing on the motions to dismiss;

NOW, THEREFORE, IT IS HEREBY STIPULATED by and among the Parties, by and through their undersigned counsel, to continue the case management conference to August 12, 2011, at 9:00 a.m.

Dated: June 13, 2011

Respectfully Submitted,

GIRARDI | KEESE

By: /s/ Graham B. LippSmith  
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By: /s/ Samuel R. Miller  
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**[PROPOSED] ORDER**

The Court hereby vacates the previously assigned dates for the case management conference. The parties shall adhere to the schedule set forth in the Joint Stipulation Regarding Case Management Conference Schedule.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 15, 2011

  
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THE HONORABLE JEFFREY S. WHITE  
United States District Judge