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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

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11 EMPLOYERS INSURANCE COMPANY OF
 WAUSAU,

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Plaintiff,

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v.

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15 IMMUNEX CORPORATION, AMGEN, INC. and
 DOES 1 through 10,

16

Defendant.

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CASE NO. CV10 2316 SC

Hon. Samuel Conti

**STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE AND
 OTHER DATES; [PROPOSED] ORDER**

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WHEREAS Employers Insurance Company of Wausau filed a Complaint against Amgen
 Inc. and Immunex Corporation (collectively "Amgen") in this Court on May 26, 2010;

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WHEREAS defendants were served with the Complaint on July 23, 2010;

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WHEREAS the parties are discussing stipulating to a stay of this action pending final
 adjudication of a case currently pending in the State of Washington, *National Surety Corporation*
v. Immunex Corporation, King County Superior Court, Case No. 08-2-10920-8 SEA;

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WHEREAS a Case Management Conference in the above-entitled action is presently
 calendared for September 3, 2010, at 10:00 a.m. and other case management deadlines are set for
 August 13, 2010, and August 27, 2010;

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DICKSTEIN
 SHAPIRO LLP

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STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE
 AND OTHER DATES; [PROPOSED] ORDER - CASE NO. CV10 2316 SC

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IT IS HEREBY STIPULATED, between the parties, through their respective counsel as follows:

1. The Case Management Conference be continued for two months;
2. The deadline of August 13, 2010, to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan; file ADR Certification signed by Parties and Counsel; and file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference be continued for two months; and
3. The deadline of August 27, 2010, to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement be continued for two months.

DATED: August 12, 2010

DICKSTEIN SHAPIRO LLP

By: Cameron H. Faber
 Cameron H. Faber
 Attorneys for Defendants
 Amgen Inc. and
 Immunex Corporation

DATED: August 13, 2010

ROPERS, MAJESKY, KOHN & BENTLEY


By: Jennifer E. Acheson
 Jennifer E. Acheson
 Attorneys for Plaintiff
 Employers Insurance Company of Wausau

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 8/13/10, 2010

Honorable Samuel Conti
 Judge Samuel Conti



1 **PROOF OF SERVICE**

2 *Employers Insurance Company of Wausau v. Immunex Corp. and Amgen, Inc.*
3 Case No. CV10-2316 SC

3 STATE OF CALIFORNIA)
4 COUNTY OF LOS ANGELES) ss:

5 I am employed in the County of Los Angeles, State of California. I am over the age of 18
6 and not a party to the within action. My business address is 2049 Century Park East, Los Angeles,
7 California 90067. On August 13, 2010, I served the document(s) on the interested parties in this
8 action as follows:

9 **STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE
10 AND OTHER DATES; [PROPOSED] ORDER**

11 By placing the original a true copy thereof enclosed in a sealed envelope addressed as
12 follows:

13 Pamela E. Cogan, Esq.
14 Jennifer E. Acheson, Esq.
15 Ropers, Majeski, Kohn & Bentley
16 1001 Marshall Street, Suite 300
17 Redwood City, CA 94063-2052

Copy via E-mail:
pcogan@rmkb.com
jacheson@rmkb.com

18 **BY MAIL:** The envelope was mailed with postage thereon fully prepaid. I am "readily
19 familiar" with the firm's practice of collection and processing correspondence for mailing.
20 Under that practice it would be deposited with the U.S. postal service on that same day with
21 postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I
22 am aware that on motion of the party served, service is presumed invalid if the postal
23 cancellation date or postage meter date is more than one day after service of deposit for
24 mailing in affidavit.

25 **BY OVERNIGHT DELIVERY:** By causing such envelope to be deposited or delivered in a
26 box or other facility regularly maintained by Federal Express authorized to receive
27 documents, or delivering to a courier or driver authorized by said express service carrier to
28 receive documents, the copy of the foregoing document in a sealed envelope designated by
the express service carrier, addressed as stated above, with fees for overnight (next business
day) delivery paid or provided for and causing such envelope to be delivered by said express
service carrier on [Insert Date] .

BY PERSONAL SERVICE: I caused to be delivered the foregoing document(s) to the
addressee(s) specified.

[Federal] I declare under penalty of perjury under the laws of the United States of America that
the foregoing is true and correct.

Executed on August 13, 2010, at Los Angeles, California.

KATHERINE HARDIE

