

United States District Court  
For the Northern District of California

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

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

RANDALL KING NELSON in his capacity as  
a security-holder representative of the  
shareholders of Kerberos Proximal Solutions,  
Inc.,

No. C 10-03668 WHA

Plaintiff,

v.

EV3, INC., FOXHOLLOW  
TECHNOLOGIES, INC., COVIDIEN, PLC,  
COVIDIEN GROUP S.A.R.L., a Luxembourg  
Company, and COV DELAWARE, a Dublin,  
Ireland Corporation,

Defendants.

**ORDER REGARDING  
PLAINTIFF'S PROPOSED  
LANGUAGE REGARDING  
THE APPORTIONMENT  
OF RECOVERY AND  
LIABILITY**

This order approves of plaintiff's proposed language to be included in the shareholder  
notice regarding apportionment of recovery and liability (*see* Dkt. No. 39).

**IT IS SO ORDERED.**

Dated: November 16, 2010.

  
\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE