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 McKESSON CORPORATION

9  
 10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13 STATE OF UTAH,

14 Plaintiff,

15 v.

16 MCKESSON CORPORATION,

17 Defendant.

Case No. CV-10-4743 SI

**STIPULATION AND  
 [PROPOSED] ORDER  
 EXTENDING TIME TO OPPOSE  
 AND REPLY TO MCKESSON'S  
 MOTION TO DISMISS**

18  
 19 Pursuant to Civil Local Rule 6-2 for the Northern District of California, Defendant  
 20 McKesson Corporation ("McKesson") and Plaintiff State of Utah ("Utah"), by and through their  
 21 undersigned attorneys, stipulate and request a time modification as follows:

22 WHEREAS, on December 22, 2010, McKesson filed its motion to dismiss the Complaint  
 23 (the "Motion") in the above referenced matter (*see* Docket No. 14);

24 WHEREAS, pursuant to Local Rule 7-2(a), McKesson noticed the hearing on the Motion  
 25 for January 28, 2011;

26 WHEREAS, pursuant to Local Rule 7-3(a) and (c), Utah's opposition to the Motion is due  
 27 on January 7, 2011, and McKesson's reply is due on January 14, 2011;

1 WHEREAS, on December 23, 2010, Utah requested a courtesy extension of one week to  
2 file its opposition;

3 WHEREAS, Utah also agreed to extend an extra week to McKesson on reply;

4 WHEREAS, a one-week extension on both the opposition and reply would make Utah's  
5 opposition due on January 14, 2011, McKesson's reply due on January 28, 2011, and would  
6 require the hearing to be moved to February 11, 2011; and,

7 WHEREAS, pursuant to Local Rule 6-2(a)(2), the parties state that the only previous time  
8 modification in this action was the stipulated extension of time for McKesson to respond to the  
9 Complaint (*see* Docket No. 7);

10 NOW THEREFORE, SUBJECT TO COURT APPROVAL, THE PARTIES HEREBY  
11 STIPULATE AND AGREE, through their counsel of record, as follows:

- 12 1. Utah shall file its opposition to McKesson's motion to dismiss the Complaint on or  
13 before January 14, 2011.
- 14 2. McKesson shall file its reply on or before January 28, 2011.
- 15 3. The hearing shall be moved to February 11, 2011, at 9:00 a.m.

16 IT IS SO STIPULATED.

17  
18 Dated: January 3, 2011

MELVIN R. GOLDMAN  
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28 McKESSON CORPORATION

1 Dated: January 3, 2011

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**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_



\_\_\_\_\_  
Hon. Susan Illston  
United States District Judge

The case management conference has been continued to  
2/11/11 @ 2:30 p.m.

