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 15 *DrugLogic, Inc.*

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18

19 ORACLE CORPORATION and ORACLE
 20 INTERNATIONAL CORPORATION,
 Plaintiffs,

21 v.

22 DRUGLOGIC, INC.,
 Defendant.

Case No. 11-cv-00910 JCS

**STIPULATION AND ~~PROPOSED~~
 ORDER GRANTING ORACLE
 LEAVE TO AMEND ITS ANSWER
 AND DEFENSES**

23 DRUGLOGIC, INC.,
 24 Counterclaimant,

25 v.

26 ORACLE CORPORATION, ORACLE
 27 INTERNATIONAL CORPORATION, and
 ORACLE AMERICA, INC.,
 28 Counterclaim Defendants.

The Honorable Joseph C. Spero

1 The parties jointly request that Plaintiffs and Counterclaim Defendants Oracle
2 Corporation, Oracle International Corporation, and Oracle America Inc. ("Oracle") be granted
3 leave to amend their "Answer and Defenses to DrugLogic, Inc.'s Second Amended
4 Counterclaims" ("Answer and Defenses"). Oracle filed its Answer and Defenses on November
5 30, 2011. The parties believe that an amendment will promote judicial economy by potentially
6 avoiding motion practice relating to the sufficiency of Oracle's pleading. The amendment will
7 not affect the Court's schedule. Accordingly, the parties, by and through their counsel of record,
8 hereby stipulate and agree that:

- 9 1. Oracle may amend its Answer and Defenses by December 19, 2011.

10
11 **STIPULATED AND AGREED:**

12 Dated: December 9, 2011

13 MICHAEL C. SPILLNER
14 ORRICK, HERRINGTON
& SUTCLIFFE LLP

STEVEN E. TILLER
WHITEFORD, TAYLOR & PRESTON

15 /s/ Michael C. Spillner /s/

/s/ Steven E. Tiller /s/

16 Michael C. Spillner
17 Attorneys for Oracle Corp., Oracle Int'l
Corp., and Oracle America, Inc.

Steven E. Tiller
Attorneys for DrugLogic, Inc.

18 *Concurrence in the filing of this document has been obtained pursuant to General Order 45.*

19 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

20 Dated: 12/12/11

21 JOSEPH C. SPERO
22 United States

