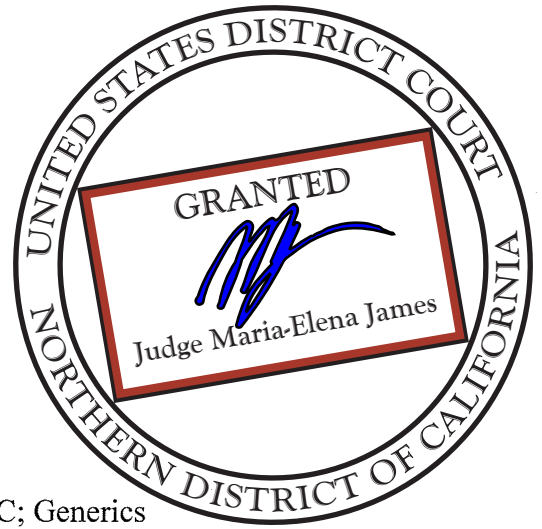


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 6 Facsimile: (415) 981-9266

7 Attorneys for Defendants Vintage Pharmaceuticals, LLC; Generics  
 International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II,  
 8 LLC; Generics International (US Parent), Inc.



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

SEEGER • SALVAS LLP

12 TERRY FREITAS et al.,

13 Plaintiffs,

14 vs.

15 MCKESSON CORPORATION et al.,

16 Defendants.

Case No. 3:11-cv-05967-MEJ

STIPULATION TO EXTEND TIME TO  
 RESPOND TO COMPLAINT

Honorable Maria-Elena James

17 Pursuant to Civil Local Rule 6-1(a), Defendants Vintage Pharmaceuticals, LLC;  
 18 Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics  
 19 International (US Parent), Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals Holdings Inc. ;  
 20 Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.;  
 21 and Brenn Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. and Plaintiffs Terry Freitas;  
 22 Lori Freitas; Oleta Burney; Harold Burney; Donald Green; Mary Green; Charles Hearn; John  
 23 Jenkins; Linda Miller; Anthony Miller; Barbara Reed; Raymond Reed; and Martha Poole  
 24 (collectively, "Plaintiffs") and, by and through their respective counsel of record, hereby stipulate  
 25 as follows:  
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WHEREAS, Plaintiffs originally filed their Complaint for Damages (“Complaint”) in San Francisco Superior Court on or around October 31, 2011;

WHEREAS, Defendants Vintage Pharmaceuticals, LLC; Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics International (US Parent), Inc.; Endo Pharmaceuticals Inc.; and Endo Pharmaceuticals Holdings Inc. returned the Notice and Acknowledgment of Receipt on or around November 23, 2011;

WHEREAS, Defendants Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.; and Brenn Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. returned the Notice of Acknowledgment of Receipt on or around December 6, 2011;

WHEREAS, Defendant Xanodyne Pharmaceuticals, Inc. filed a Notice of Removal of Plaintiffs’ Complaint in the United States District Court, Northern District of California on or around December 5, 2011;

WHEREAS, the Defendants Vintage Pharmaceuticals, LLC; Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics International (US Parent), Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals Holdings Inc. ; Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.; and Brenn Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. currently have until on or after December 12, 2011 to respond to Plaintiffs’ Complaint;

WHEREAS, the Defendants Vintage Pharmaceuticals, LLC; Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics International (US Parent), Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals Holdings Inc. ; Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.; and Brenn

1 Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. have requested and Plaintiffs have  
2 consented to an additional 30 days for these Defendants to respond to Plaintiffs' Complaint;

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4 WHEREAS, an additional 30 days for Defendants Vintage Pharmaceuticals, LLC;  
5 Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics  
6 International (US Parent), Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals Holdings Inc.;  
7 Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.;  
8 and Brenn Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. to respond to Plaintiffs'  
9 Complaint will not alter the date of any event or any deadline already fixed by Court order;

10

11 WHEREAS, Defendants Vintage Pharmaceuticals, LLC; Generics International  
12 (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Generics International (US Parent),  
13 Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals Holdings Inc.; Qualitest Pharmaceuticals,  
14 Inc.; Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.; and Brenn Distribution, Inc.  
15 f/k/a Qualitest Pharmaceuticals, Inc. do not waive any affirmative or other defenses in this or any  
16 other action by entering into this stipulation, including the right to assert lack of personal  
17 jurisdiction, among other defenses.

18

19 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the above  
20 referenced parties, through their respective counsel, that the Defendants Vintage Pharmaceuticals,  
21 LLC; Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC;  
22 Generics International (US Parent), Inc.; Endo Pharmaceuticals Inc.; Endo Pharmaceuticals  
23 Holdings Inc.; Qualitest Pharmaceuticals, Inc.; Propst Distribution, Inc. f/k/a Qualitest  
24 Pharmaceuticals, Inc.; and Brenn Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc. shall  
25 have until January 11, 2012 to respond to Plaintiffs' Complaint.

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1 DATED: December 8, 2011.

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SEEGER • SALVAS LLP

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By     /s/ Adam R. Salvas      
Adam R. Salvas  
Attorneys for Defendants  
Vintage Pharmaceuticals, LLC; Generics  
International (US), Inc.; Generics Bidco  
I, LLC; Generics Bidco II, LLC;  
Generics International (US Parent), Inc.;  
Endo Pharmaceuticals Inc.; and Endo  
Pharmaceuticals Holdings Inc.

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10 DATED: December 8, 2011.

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MORRIS POLICH & PURDY LLP

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13

By     /s/ Tammara Tukloff      
Tammara Tukloff  
Attorneys for Defendants  
Qualitest Pharmaceuticals, Inc.; Propst  
Distribution, Inc. f/k/a Qualitest  
Pharmaceuticals, Inc.; and Brenn  
Distribution, Inc. f/k/a Qualitest  
Pharmaceuticals, Inc.

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18 DATED: December 8, 2011.

19

SALKOW LAW

20

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By     /s/ Richard Salkow      
Richard Salkow  
Attorneys for Plaintiffs  
Terry Freitas; Lori Freitas; Oleta  
Burney; Harold Burney; Donald Green;  
Mary Green; Charles Hearn; John  
Jenkins; Linda Miller; Anthony Miller;  
Barbara Reed; Raymond Reed; and  
Martha Poole

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**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is SEEGER • SALVAS LLP, 455 Market Street, Suite 1530, San Francisco, CA 94105. On December 8, 2011, I cause to be served the following document(s) by the method indicated below:

**STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT**

By transmitting via facsimile on this date from fax number (415) 981-9266 the document(s) listed above to the fax number(s) set forth below. The transmission was completed before 5:00 p.m. and was reported complete and without error. The transmission report, which is attached to this proof of service, was properly issued by the transmitting fax machine. Service by fax was made by agreement of the parties, confirmed in writing. The transmitting fax machine complies with Cal.R.Ct 2003(3).

X by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.

by placing the document(s) listed above in a sealed envelope(s) and by causing personal delivery of the envelope(s) to the person(s) at the address(es) set forth below. A signed proof of service by the process server or delivery service will be filed shortly.

by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

by placing the document(s) listed above in a sealed envelope(s) and consigning it to an express mail service for guaranteed delivery on the next business day following the date of consignment to the address(es) set forth below.

**PLEASE SEE ATTACHED SERVICE LIST**

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on December 8, 2011, at San Francisco, California.

  
Adam R. Salvas

**FREITAS ET AL. v. MCKESSON CORPORATION ET AL.**  
**U. S. District Court, Northern District of California Case No. 3:11-cv-05967-MEJ**  
**SERVICE LIST**

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<p>Tammara Tukloff, Esq.  MORRIS POLICH &amp; PURDY LLP  501 West Broadway, Suite 500  San Diego, CA 92101  ttukloff@mpplaw.com  Telephone: (619) 557-0404  Facsimile: (619) 557-0460</p>	<p>Attorneys for Defendants Qualitest  Pharmaceuticals, Inc.; Propst Distribution, Inc.  f/k/a/ Qualitest Pharmaceuticals, Inc.; and  Brenn Distribution, Inc. f/k/a Qualitest  Pharmaceuticals, Inc.</p>
<p>Karen Woodward, Esq.  Christopher P. Norton, Esq.  SEDGWICK LLP  801 S. Figueroa Street, 19<sup>th</sup> Floor  Los Angeles, California 900117-5556  <u>Karen.woodward@sedgwicklaw.com</u>  <u>Christopher.norton@sedgwicklaw.com</u>  Telephone: (213) 426-6900  Facsimile: (213) 426-6921</p>	<p>Attorneys for Defendant Xanodyne  Pharmaceuticals, Inc.</p>
<p>Kimberly C. Metzger  ICE MILLER LLP  One American Square, Suite 2900  Indianapolis, IN 46282-0200  Kimberly.metzger@icemiller.com  Telephone: (317) 236-2100  Facsimile: (317) 236-2219</p>	<p>Attorney for Defendant Eli Lilly and Company</p>

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