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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

VALLEY FORGE INSURANCE COMPANY  
 AND CONTINENTAL CASUALTY  
 COMPANY,

Plaintiffs,

v.

ODYSSEY THERA, INC.,

Defendant.

**CASE NO. C12-00227-JSW**

**STIPULATION CONCERNING  
 CROSS-DEFENDANT SCOTTSDALE  
 INSURANCE COMPANY'S TIME TO  
 ANSWER OR OTHERWISE APPEAR  
 AND ORDER THEREON**

ODYSSEY THERA, INC.

Counter/Cross-Claimant,

v.

VALLEY FORGE INSURANCE COMPANY,  
 CONTINENTAL CASUALTY COMPANY  
 AND SCOTTSDALE INSURANCE  
 COMPANY,

Counter/Cross-Defendants.

Pursuant to Local Civil Rules 6-2 and 7-12, Defendant/Cross-Claimant Odyssey Thera, Inc. (“Odyssey Thera”) and Cross-Defendant Scottsdale Insurance Company (“Scottsdale”) stipulate to extend Scottsdale’s time to answer or otherwise appear in the instant action from November 8, 2012 until November 16, 2012. The Court denied Scottsdale’s motion to dismiss on October 24, 2012. As required by Local Civil Rule 6-2, the signatories to the instant stipulation represent that:

1. Scottsdale seeks the extension as a professional accommodation. Scottsdale’s counsel’s offices are in lower Manhattan and were closed until November 5, 2012, due to Hurricane Sandy;
2. One prior stipulation extending Scottsdale’s time to answer or otherwise appear has been previously granted by the Court;
3. Two prior stipulations extending Odyssey’s time to answer or otherwise appear have been previously granted by the Court; and
4. The requested time modification would have no effect on the schedule in place for this case.

Respectfully submitted,

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By: \_\_\_\_\_/s\_\_\_\_\_

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**PURSUANT TO STIPULATION IT IS SO  
ORDERED:**

Date: November 8, 2012

  
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Hon. Jeffrey S. White