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9 Defendants  
10 VERINATA HEALTH, INC., THE  
BOARD OF TRUSTEES OF THE  
LELAND STANFORD JUNIOR  
11 UNIVERSITY, and ILLUMINA, INC.

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Attorneys for Defendant and Counterclaim  
Plaintiff  
ARIOSA DIAGNOSTICS, INC.

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**

14  
15 VERINATA HEALTH, INC.,  
16 and  
17 THE BOARD OF TRUSTEES OF THE  
LELAND STANFORD JUNIOR  
18 UNIVERSITY,  
19 Plaintiffs and  
Counterclaim-Defendants,  
20  
21 v.  
22 ARIOSA DIAGNOSTICS, INC.,  
23 and  
24 LABORATORY CORPORATION OF  
AMERICA HOLDINGS,  
25  
26 Defendants and  
Counterclaim-Plaintiffs.

Case No. 3:12-cv-05501-SI

**STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND PATENT LOCAL  
RULE 4-2 AND 4-3 DEADLINES**

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ILLUMINA, INC.,  
  
Plaintiff,  
  
v.  
  
ARIOSA DIAGNOSTICS, INC.,  
  
Defendant.

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ARIOSA DIAGNOSTICS, INC.,  
  
Defendant and Counterclaim-  
Plaintiff,  
  
v.  
  
ILLUMINA, INC.,  
  
Plaintiff and Counterclaim-  
Defendant.

Case No. 3:14-cv-01921-SI

**STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND PATENT LOCAL  
RULE 4-2 AND 4-3 DEADLINES**

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Plaintiff and Counterclaim-Defendant Illumina, Inc. (“Illumina”) and Defendant and Counterclaim-Plaintiff Ariosa Diagnostics, Inc. (“Ariosa”) (collectively, the “Parties”) by and through their respective counsel of record, hereby stipulate as follows:

WHEREAS, the Court entered an order setting the Parties’ Stipulated Case Schedule on July 11, 2014;

WHEREAS, the Parties exchanged their Proposed Terms and Claim Elements for Construction pursuant to Patent L. R. 4-1 on August 1, 2014;

WHEREAS, the deadline for each party to serve its Preliminary Claim Constructions and Extrinsic Evidence pursuant to Patent L. R. 4-2 is August 22, 2014;

WHEREAS, the deadline for the Parties to file a Joint Claim Construction Statement pursuant to Patent L. R. 4-3 is September 12, 2014;

WHEREAS, the Parties agree that the deadline for each party to serve its Preliminary Claim Construction and Extrinsic Evidence pursuant to Patent L. R. 4-2 should be extended to September 8, 2014;

WHEREAS, the Parties agree that the deadline for the Parties to file a Joint Claim Construction Statement pursuant to Patent L. R. 4-3 should be extended to September 19, 2014;

WHEREAS, the Parties agree that the proposed extensions of deadlines pursuant to Patent L.R. 4-2 and 4-3 will not change any other dates set by the Court’s July 11, 2014 Order, or be used by any Party for any purpose, including to argue at any time in favor of changing any other dates set by the Court’s July 11, 2014 Order.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties, through their respective counsel, and subject to the Court’s approval, that:

- a) each Party shall serve its Preliminary Claim Constructions and Extrinsic Evidence pursuant to Patent L. R. 4-2 on September 8, 2014;
- b) the Parties shall file a Joint Claim Construction Statement pursuant to Patent L. R. 4-3 on September 19, 2014; and

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3 c) the foregoing extensions of deadlines pursuant to Patent L.R. 4-2 and 4-3 will  
4 not change any other dates set by the Court's July 11, 2014 Order, or be used by any Party  
5 for any purpose, including to argue at any time in favor of changing any other dates set by  
6 the Court's July 11, 2014 Order.

7 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

8  
9 Respectfully submitted,

10 Dated: August 19, 2014

WEIL, GOTSHAL & MANGES LLP

11  
12 By: /s/ Derek C. Walter  
13 Derek C. Walter  
14 Attorneys for Plaintiffs and Counterclaim-  
Defendants Verinata Health, Inc., The Board Of  
Trustees Of The Leland Stanford Junior University,  
and Illumina, Inc.

15 Dated: August 19, 2014

IRELL & MANELLA LLP

16  
17 By: /s/ David I. Gindler  
18 David I. Gindler  
19 Attorneys for Defendant and  
20 Counterclaim-Plaintiff  
Ariosa Diagnostics, Inc.

21 **CERTIFICATION**

22 I, Sandra L. Haberny, am the ECF User whose identification and password are being used  
23 to file this Stipulation. In compliance with General Order 45.X.B, I hereby attest that Derek  
24 Walter has concurred in this filing.

25  
26 **IT IS SO ORDERED.**

27  
28 Dated: 8/22/14

  
\_\_\_\_\_  
Honorable Susan Illston  
United States District Court Judge