

1 COOLEY LLP  
JOHN C. DWYER (136533)  
2 ([dwyerjc@cooley.com](mailto:dwyerjc@cooley.com))  
JEFFREY M. KABAN (235743)  
3 ([jkaban@cooley.com](mailto:jkaban@cooley.com))  
JACQUELINE B. KORT (284370)  
4 ([jkort@cooley.com](mailto:jkort@cooley.com))  
Five Palo Alto Square  
5 3000 El Camino Real  
Palo Alto, CA 94306-2155  
6 Telephone: (650) 843-5000  
Facsimile: (650) 849-7400  
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8 ATTORNEYS FOR DEFENDANTS  
AFFYMAX, INC., JOHN A. ORWIN, HERBERT C. CROSS,  
ANNE-MARIE DULIEGE, AND JEFFREY H. KNAPP  
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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 TRICIA M. BARTELT, Individually and on  
Behalf of All Others Similarly Situated,

14 Plaintiff,

15 v.

16 AFFYMAX, INC., JOHN A. ORWIN,  
17 HERBERT C. CROSS, ANNE-MARIE  
DULIEGE, JEFFREY H. KNAPP  
18

19 Defendants.

Case No. 3:13-cv-01025-WHO

**CLASS ACTION**

**JOINT STATUS UPDATE REGARDING  
SETTLEMENT NEGOTIATIONS AND  
ORDER EXTENDING THE STAY**

Filed: February 27, 2013

Judge: Hon. William H. Orrick

1 Pursuant to the Court's order on May 22, 2014 (Doc. 71), Plaintiffs and Defendants in the  
2 above-captioned action, provide the following Joint Status Update Regarding Settlement  
3 Negotiations and hereby request that the stay be extended to July 3, 2014:

4 On May 8, 2014, Defendants participated in mediation with Plaintiffs in the above-  
5 captioned action (collectively, the "Parties"). At the mediation, the Parties agreed to the terms of  
6 a settlement of the above-captioned action.

7 The Parties are in the process of documenting the settlement. The Parties are working  
8 diligently to file a motion for preliminary approval of the settlement on or before July 3, 2014.

9 The Parties request that the litigation remain stayed until July 3, 2014 to allow the Parties  
10 to document the settlement agreement and file a motion for preliminary approval.

11  
12 Dated: June 20, 2014

COOLEY LLP

13  
14 /s/ Jeffrey M. Kaban

15 JEFFREY M. KABAN (235743)

16 ATTORNEYS FOR DEFENDANTS  
17 AFFYMAX, INC., JOHN ORWIN, HERBERT  
18 CROSS, ANNE-MARIE DULIEGE, AND  
JEFFREY H. KNAPP

19 Dated: June 20, 2014

POMERANTZ GROSSMAN HUFFORD  
DAHLSTROM & GROSS LLP

20  
21 /s/ Leigh Handelman Smollar

22 LEIGH HANDELMAN SMOLLAR (*pro hac*  
23 *vice*)

24 ATTORNEYS FOR LEAD PLAINTIFF AND  
25 THE CLASS

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**ATTESTATION PURSUANT TO CIVL LOCAL RULE 5-1(I)(3)**

Pursuant to Civil Local Rule 5-1(i)(3), I, Jeffrey M. Kaban, attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: June 20, 2014

/s/ Jeffrey M. Kaban  
JEFFREY M. KABAN (235743)

**ORDER**

Pursuant to the Joint Status Update Regarding Settlement Negotiations, the Court hereby extends the stay in the Consolidated Action to July 3, 2014 to allow the Parties time to document the settlement and file a motion for preliminary approval. If the motion for preliminary approval is not on file on or before July 3, 2014, the Parties will submit a further Joint Status Update Regarding Settlement Negotiations and a schedule for Plaintiffs to file their Amended Complaint and a briefing schedule for Defendants' motion to dismiss.

IT IS SO ORDERED.

Dated: June 23, 2014

W. H. Orrick  
Honorable Hon. William H. Orrick  
United States District Judge  
Northern District of California