

1 Peter W. Craigie, State Bar No. 99509
 2 Craigie, McCarthy & Clow
 3 540 Pacific Avenue
 4 San Francisco, California 94133
 5 Telephone: 415-732-7788
 6 Facsimile: 415-732-7783
 7 E-mail: peter@cmclawpartners.com

8 Attorneys for Plaintiffs and Counterdefendants Malem
 9 Medical, LTD. and Enuresis Associates, LLC

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 MALEM MEDICAL, LTD. and
 13 ENURESIS ASSOCIATES, LLC,
 14 Plaintiffs,

15 vs.

16 THEOS MEDICAL SYSTEMS, INC. and
 17 SAKET BHATIA,
 18 Defendants.

Case No. CV-3:13-cv-05236-EMC

**STIPULATION AND [PROPOSED]
 ORDER ALLOWING MALEM MEDICAL,
 LTD. AND ENURESIS ASSOCIATES, LLC
 TO FILE AN AMENDED COMPLAINT**

Courtroom 5

Honorable Edward M. Chen

19 AND RELATED COUNTERCLAIMS.

STIPULATION

20 IT IS HEREBY STIPULATED AND AGREED AND RESPECTFULLY REQUESTED,
 21 by and between plaintiffs and counterdefendants MALEM MEDICAL, LTD. and ENURESIS
 22 ASSOCIATES, LLC, and defendants and counterclaimant THEOS MEDICAL SYSTEMS, INC.
 23 and SAKET BHATIA as follows:

24 1) MALEM MEDICAL, LTD. and ENURESIS ASSOCIATES, LLC may file the
 25 amended complaint attached hereto as Exhibit "A";

26 2) THEOS MEDICAL, INC. and SAKET BHATIA shall have 21 days from the date the
 27 amended complaint is filed to file a responsive pleading; and

28 3) THEOS MEDICAL SYSTEMS, INC. may also file an amended counterclaim when

CRAIGIE, MCCARTHY & CLOW
 Telephone: 415/732-7788 · Facsimile: 415/732-7783

1 it files an answer to the amended complaint.

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Dated: April 1, 2014

CRAIGIE, MCCARTHY & CLOW

/s/ Peter W. Craigie
Peter W. Craigie
Attorneys for Plaintiffs and Counterdefendants
MALEM MEDICAL, LTD. and ENURESIS
ASSOCIATES, LLC

Dated: April 1, 2014

FITZGERALD, ABBOTT & BEARDSLEY, LLP

/s/ Andrew F. Brimmer
Andrew F. Brimmer
Attorneys for Defendants and Counterclaimant
THEOS MEDICAL SYSTEMS, INC. and SAKET
BHATIA

ORDER

IT IS HEREBY ORDERED that:

- 1) MALEM MEDICAL, LTD and ENURESIS ASSOCIATES, LLC may file the amended complaint attached hereto as Exhibit "A":
- 2) Defendants THEOS MEDICAL SYSTEMS, INC. and SAKET BHATIA shall have 21 days from the date the amended complaint is filed to file a responsive pleading; and
- 3) THEOS MEDICAL SYSTEMS, INC. may also file an amended counterclaim when it files an answer to the amended complaint.

IT IS SO ORDERED.

Dated: 4/9, 2014

