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 Illumina Cambridge Ltd.*

7 *Attorneys for Defendants QIAGEN, N.V.,
 QIAGEN GmbH, QIAGEN Gaithersburg, Inc.,
 8 QIAGEN Sciences, LLC, QIAGEN Inc. (USA),
 QIAGEN Redwood City, Inc., and
 9 Intelligent Bio-Systems, Inc.*

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

ILLUMINA, INC., and ILLUMINA	:	Case No. 3:16-cv-02788-WHA
CAMBRIDGE LTD.,	:	
Plaintiffs,	:	STIPULATION AND [PROPOSED]
v.	:	ORDER REGARDING MOTION TO
	:	DISMISS AND JURISDICTIONAL
	:	DISCOVERY
QIAGEN N.V., QIAGEN GmbH,	:	
QIAGEN GAITHERSBURG, INC.,	:	
QIAGEN SCIENCES, LLC,	:	
QIAGEN INC. (USA), QIAGEN REDWOOD	:	
CITY, INC., and INTELLIGENT BIO-	:	
SYSTEMS, INC.,	:	
Defendants.	:	
	:	

22 WHEREAS, on June 14, 2016, defendants except for QIAGEN N.V. filed a motion to
 23 transfer this matter to the District of Delaware [Dkt. No. 29];

24 WHEREAS, on June 16, 2016, defendant QIAGEN N.V. filed a motion to dismiss for lack
 25 of personal jurisdiction [Dkt. No. 31];

26 WHEREAS, on July 19, 2016, the Court (i) held in abeyance QIAGEN N.V.'s motion to
 27 dismiss, pending supplemental expedited jurisdictional discovery, (ii) ordered expedited
 28

1 jurisdictional discovery and further briefing, and (iii) denied the motion to transfer or stay,
2 reserving on a final determination on the issue until after jurisdictional discovery was concluded
3 and the personal jurisdiction issue regarding QIAGEN N.V. was resolved [Dkt. No. 64];

4 WHEREAS, while QIAGEN N.V. does not believe it has sufficient contacts with
5 California or the United States for general or specific personal jurisdiction, due to and to avoid the
6 further burden and expense of continued, expedited jurisdictional discovery in this case, QIAGEN
7 N.V. thereby has offered to withdraw its motion to dismiss and submit to the jurisdiction of this
8 Court for the limited purpose of this particular case;

9 WHEREAS, while plaintiffs believe this Court has personal jurisdiction over QIAGEN
10 N.V. and contested QIAGEN N.V.'s motion to dismiss, they support the final resolution of the
11 personal jurisdiction issue in this case by stipulation and without the need for further Court
12 involvement.

13 NOW THEREFORE, the parties HEREBY STIPULATE AND AGREE, subject to the
14 approval and order of the Court, as follows:

15 1. QIAGEN N.V. withdraws its motion to dismiss for lack of personal jurisdiction in
16 this case [Dkt. No. 31].

17 2. Plaintiffs withdraw their jurisdictional discovery requests served on QIAGEN
18 N.V., namely Plaintiffs' Jurisdictional Discovery Document Requests to QIAGEN N.V. (Nos. 1-
19 12); Plaintiffs' Jurisdictional Discovery Interrogatories to QIAGEN N.V. (Nos. 1-12); and
20 Plaintiffs' requests for jurisdictional discovery depositions.

21 3. QIAGEN N.V. withdraws its motion to dismiss with the understanding that there
22 will be no supplement to the current record and the Court's interim order denying the motion to
23 transfer can become final.

24 4. In light of this stipulation, there is no need for further jurisdictional discovery or
25 briefing, or for the jurisdictional hearing set for October 13, 2016.

26 5. The parties shall bear their own fees and costs.

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IT IS SO STIPULATED.

Dated: July 31, 2016

FARELLA BRAUN & MARTEL LLP

I, John L. Cooper, represent that concurrence in the filing of this document has been obtained from each of the other signatories, which shall serve in lieu of their signatures on this document.

/s/ John L. Cooper
John L. Cooper

Attorneys For Defendants
QIAGEN, N.V., QIAGEN GMBH, QIAGEN
GAITHERSBURG, INC., QIAGEN SCIENCES,
LLC, QIAGEN INC. (USA), QIAGEN
REDWOOD CITY, INC., AND INTELLIGENT
BIO-SYSTEMS, INC.

WEIL, GOTSHAL & MANGES LLP

/s/ Edward R. Reines
Edward R. Reines

Attorneys for Plaintiffs
ILLUMINA, INC. AND ILLUMINA
CAMBRIDGE LTD.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The hearing set for October 13, 2016 is hereby taken off the calendar.

IT IS SO ORDERED.

Date: August 1, 2016.



THE HONORABLE WILLIAM ALSUP