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Attorney for Lead Plaintiff

9 *Attorneys for Defendants*

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

13 INCHEN HUANG, Individually and on Behalf of
 14 All Others Similarly Situated,

15 Plaintiff,

16 vs.

17 DEPOMED, INC., ARTHUR JOSEPH HIGGINS,
 18 JAMES A. SCHOENECK, and AUGUST J.
 MORETTI,

19 Defendants.

Case No. 3:17-cv-04830-JST

**STIPULATION AND ~~PROPOSED~~
 ORDER**

Hon. Jon S. Tigar

1 Pursuant to Civil Local Rules 7-11 and 7-12, the parties respectfully request that the
2 Court permit Defendants Depomed, Inc., Arthur Joseph Higgins, James A. Schoeneck, and
3 August J. Moretti (collectively, “Defendants”) and Plaintiff Inchen Huang to exceed—by 5
4 pages—the page limitations that would otherwise apply, under Civil Local Rules 7-2 and 7-3,
5 to the following two briefs: (i) Defendants’ Motion to Dismiss the First Amended Complaint,
6 due on April 9, 2018; and (ii) Plaintiffs’ Opposition thereto, due on June 8, 2018. If this
7 request is granted, the page limit for Defendants’ Motion to Dismiss will be 30 pages, and the
8 page limit for Plaintiff’s Opposition will be 30 pages.

9 Defendants sought consent from Plaintiffs for an extended brief because the 98-page
10 Amended Complaint contains claims against four defendants and challenges numerous
11 statements over a 25-month Class Period, and Defendants believe the short extension of the
12 page limit enables a brief that will facilitate the Court’s consideration of the motion. Plaintiffs
13 have agreed to Defendants’ request, provided that Plaintiffs can file an extended opposition
14 brief, if necessary, to address the arguments in Defendants’ extended brief in support of its
15 Motion to Dismiss.

16 Neither party has made any prior request to exceed page limitations for any briefing in
17 this case.

18 Accordingly, the parties hereby respectfully request that the Court, by signing below,
19 modify the applicable page limitations, as set forth below:

- 20 1. The page limit for Defendants’ Motion to Dismiss the First Amended Complaint
21 shall be extended from 25 pages to 30 pages.
- 22 2. The page limit Plaintiffs’ Opposition shall be extended from 25 pages to 30
23 pages.

1 Respectfully submitted,

2 Dated: April 5, 2018

WILMER CUTLER PICKERING
HALE AND DORR LLP

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By: /s/Rebecca A. Girolamo
Michael A. Mugmon
Rebecca A. Girolamo

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5

Attorney for Defendants

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7 Dated: April 5, 2018

LEVI & KORSINSKY, LLP

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By: /s/Adam C. McCall
Adam C. McCall (SBN 302130)

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Attorney for Plaintiffs

10 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

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12 Dated: April 9, 2018



Honorable Jon S. Tigar
United States District Court Judge

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SIGNATURE ATTESTATION

I am the ECF User whose identification and password are being used to file the foregoing Joint Stipulation and Proposed Order. In compliance with Local Rule 5-1(i)(3), I hereby attest that the other signatories have concurred in this filing.

Dated: April 5, 2018

By: /s/ Rebecca A. Girolamo

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