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Attorneys for Defendants
 PFIZER INC. and MEDIVATION, INC. 2015 SEVERANCE PLAN

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO/OAKLAND DIVISION

DAVID FORER,

Plaintiff,

v.

PFIZER INC., MEDIVATION, INC.
 2015 EMPLOYEE SEVERANCE
 PLAN,

Defendants.

) CASE NO.: 3:17-cv-05997-EMC

) [Related to Case No. 17-cv-04851-EMC]

) **STIPULATION AND PROPOSED ORDER**
) **RESOLVING PLAINTIFF DAVID FORER'S**
) **JOINDER TO MOTION FOR SUMMARY**
) **JUDGMENT AS TO STANDARD OF REVIEW**

) Hearing: March 15, 2018

) Time: 1:30 p.m.

) Courtroom: 5, 17th Floor

) Judge: Hon. Edward M. Chen

1 Pursuant to Northern District of California Local Rule 7-12, Plaintiff David Forer ("Plaintiff") and
2 Defendants Pfizer Inc. ("Pfizer") and Medivation, Inc. 2015 Severance Plan (the "Plan") (collectively, the
3 "Parties"), agree to resolve Plaintiff David Forer's Joinder to Motion for Summary Judgment as to
4 Standard of Review (ECF No. 43 in Sampath v. Pfizer Inc., et al.) by the following stipulation:

5 1. The Parties agree and stipulate that the Court's standard of review will be de novo based
6 on the administrative record.

7 2. The Parties further stipulate that Plaintiff David Forer's Joinder to Motion for Summary
8 Judgment as to Standard of Review (ECF No. 43 in Sampath v. Pfizer Inc., et al.) is now moot.

9 **IT IS SO STIPULATED.**

10 Dated: February 22, 2018

ROBERTS BARTOLIC LLP

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12 By: s/Michelle Lee Roberts
13 Michelle Lee Roberts
14 Attorneys for Plaintiff
DAVID FORER

15 Dated: February 22, 2018

JACKSON LEWIS P.C.

16
17 By: s/Samantha N. Hoffman
18 Samantha N. Hoffman
19 Rassa L. Ahmadi
20 Ashley B. Abel (Pro Hac Vice)
21 Attorneys for Defendants
22 PFIZER INC. and MEDIVATION, INC. 2015
23 SEVERANCE PLAN
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ORDER

The Parties having so stipulated and good cause appearing, it is hereby ORDERED as follows:

1. That the Court's standard of review will be de novo based on the administrative record.

2. Plaintiff David Forer's Joinder to Motion for Summary Judgment as to Standard of Review (ECF No. 43 in Sampath v. Pfizer Inc., et al.) is moot and will be removed from the hearing calendar for March 15, 2018.

IT IS SO ORDERED. CMC reset from 1:30 p.m. to 9:30 a.m. on 3/15/18.

Dated: 2/28/18

