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*Attorneys for Defendant Protagonist
Therapeutics, Inc.*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Case No. 3:17-cv-05572

MEDICAL DIAGNOSTIC
LABORATORIES, L.L.C.,

Plaintiff,

v.

PROTAGONIST THERAPEUTICS, INC.,

Defendant.

**STIPULATION AND [PROPOSED] ORDER
CONTINUING FURTHER CASE
MANAGEMENT CONFERENCE**

**Date: March 8, 2018
Time: 10:30 a.m.
Judge: Hon. Edward M. Chen
Location: Courtroom: 5**

STIPULATION AND PROPOSED ORDER TO CONTINUE FURTHER CMC
Case No. 3:17-cv-05572

1 This stipulation is entered into by and among Medical Diagnostic Laboratories, L.L.C.
2 (“MDL” or “Plaintiff”) and Protagonist Therapeutics, Inc. (“Protagonist” or “Defendant”)
3 (collectively the “Parties”), by and through their respective counsel.

4 WHEREAS, MDL filed its Complaint in this action against Protagonist on September 26,
5 2017;

6 WHEREAS, the Parties stipulated on October 31, 2017 to provide Protagonist an
7 additional 30 days to respond to MDL’s Complaint;

8 WHEREAS, Protagonist filed a motion to dismiss this case on December 1, 2017;

9 WHEREAS, at the January 19, 2018 hearing on Protagonist’s Motion to Dismiss, the
10 Court set a further case management conference for March 8, 2018 at 10:30 a.m.;

11 WHEREAS, the Court granted Protagonist’s Motion to Dismiss with leave to amend on
12 February 7, 2018 and set the deadline for MDL to amend its Complaint for March 9, 2018 (30
13 days after its Order);

14 WHEREAS, MDL has not made a final decision on whether it intends to file an amended
15 Complaint;

16 WHEREAS, the Parties agree that a continuance of the March 8, 2018 Further Case
17 Management conference will permit more efficient case management, will serve the interests of
18 judicial economy and will conserve Party and Court resources;

19 NOW, THEREFORE, pursuant to Civil Local Rule 6-2(a), the Parties hereby stipulate
20 and agree, through their respective counsel, as follows:

- 21
- 22 1. The March 8, 2018 Further Case Management Conference shall be taken off calendar
23 and rescheduled for April 5, 2018 at 10:30 a.m. or another date that is convenient for
24 the Court.

25
26 **IT IS SO STIPULATED.**

27
28 STIPULATION AND PROPOSED ORDER TO CONTINUE FURTHER CMC
Case No. 3:17-cv-05572

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Dated: March 6, 2018

PILLSBURY WINTHROP SHAW PITTMAN LLP

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Vincent K. Shier, Ph.D. (admitted *pro hac vice*)

/s/ Eric W. Schweibenz

Eric W. Schweibenz
*Attorneys for Plaintiff Medical Diagnostic
Laboratories, L.L.C.*

Dated: March 6, 2018

COOLEY LLP

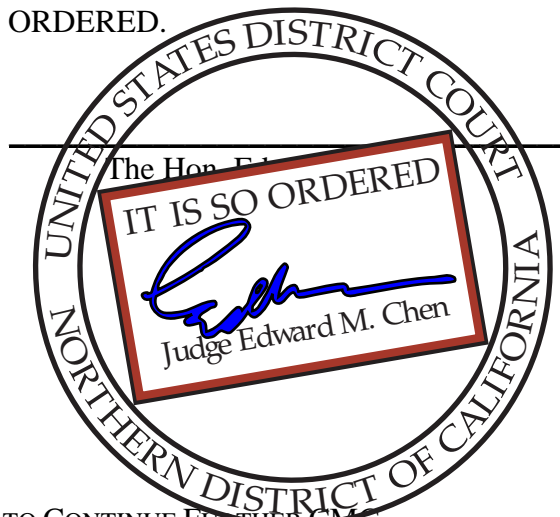
Michelle S. Rhyu
Jason A. Lief
Lauren J. Krickl

/s/ Michelle S. Rhyu

Michelle S. Rhyu
Attorneys for Defendant Protagonist Therapeutics, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: March 6, 2018



STIPULATION AND PROPOSED ORDER TO CONTINUE FURTHER CMC
Case No. 3:17-cv-05572

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ATTESTATION OF CONCURRENCE IN FILING

Pursuant to the Northern District of California’s Local Rule 5-1(i)(3), I attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing’s content and have authorized the filing.

Dated: March 6, 2018

PILLSBURY WINTHROP SHAW PITTMAN LLP
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