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11 Attorneys for Plaintiff,
 12 NuGEN Technologies, Inc.

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

15
 16 NUGEN TECHNOLOGIES, INC.,

17 Plaintiff

18 vs.

19 KEYGENE N.V.,

20 Defendant.

CASE NO.: 3:18-CV-00525-JST

JOINT STIPULATION AND
~~**[PROPOSED]**~~ **ORDER SETTING**
THE HEARING DATE FOR
PLAINTIFF/COUNTERCLAIM-
DEFENDANT'S MOTION TO
DISMISS [ECF NO. 54]

1 Pursuant to Local Rules 6-1, 6-2, and 7-12, Plaintiff NuGEN Technologies,
2 Inc. (“NuGEN”) and Defendant Keygene N.V. (“Keygene”), through their counsel,
3 submit the following Joint Stipulation and [Proposed] Order Setting the Hearing
4 Date for NuGEN’s Motion to Dismiss Keygene’s Counterclaim (ECF No. 54).

5 WHEREAS, NuGEN filed a Motion to Dismiss Keygene’s Counterclaim on
6 May 15, 2018 (ECF No. 54), which noticed a hearing date of June 28, 2018;

7 WHEREAS, Keygene’s opposition to the Motion to Dismiss is now due on
8 June 12, 2018 (ECF No. 57);

9 WHEREAS, NuGEN’s reply in support of its Motion to Dismiss is now due
10 on June 19, 2018 (ECF No. 57);

11 WHEREAS, this Court continued the hearing date on NuGEN’s Motion to
12 Dismiss from June 28, 2018 to July 5, 2018 (ECF No. 56);

13 WHEREAS, a further one-week continuance of the hearing date from July 5,
14 2018 to July 12, 2018 is warranted in light of undersigned counsel’s schedules; and

15 WHEREAS, a one-week continuance of the hearing date will not impact any
16 hearing or proceeding on the Court’s calendar or have any effect on the schedule for
17 this case;

18 NOW, THEREFORE, in consideration of the foregoing, NuGEN and
19 Keygene stipulate, subject to the approval of the Court, that the hearing on
20 NuGEN’s Motion to Dismiss is continued from July 5, 2018 to July 12, 2018 at
21 2:00 p.m. in San Francisco, Courtroom 9, 19th Floor before Judge Tigar.

22
23 **IT IS SO STIPULATED.**

24 Dated: May 29, 2018

Respectfully submitted,

BROWN RUDNICK LLP

By: /s/ Leo J. Presiado
Leo J. Presiado, #166721

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28 Joint Stipulation and ~~Proposed~~ Order Setting the Hearing Date
for Plaintiff/Counterclaim-Defendant’s Motion to Dismiss
Case No. 3:18-CV-00525-JST

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Joint Stipulation and ~~Proposed~~ Order Setting the Hearing Date
for Plaintiff/Counterclaim-Defendant's Motion to Dismiss
Case No. 3:18-CV-00525-JST

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4 *Attorneys for Defendant Keygene N.V.*

5
6 **FILER'S ATTESTATION**

7 Pursuant to Local Rule 5-1(i)(3), I, Rebecca M. Lecaroz, attest that
8 concurrence in filing this document has been obtained from the other signatories.

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10
11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

12
13 Date: May 29, 2018



14 HONORABLE JON S. TIGAR
15 UNITED STATES DISTRICT JUDGE
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27 Joint Stipulation and ~~Proposed~~ Order Setting the Hearing Date
28 for Plaintiff/Counterclaim-Defendant's Motion to Dismiss
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