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DEFENDANT, BOSTON SCIENTIFIC CORPORATION

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1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION

3 MEDTRONIC VASCULAR, INC.,  
4 MEDTRONIC USA, INC., MEDTRONIC,  
5 INC., MEDTRONIC VASCULAR GALWAY,  
6 LTD., and EVYSIO MEDICAL DEVICES,  
7 ULC,

8 Plaintiffs, Counterclaim  
9 Defendants, and Defendants to  
10 Complaint-in-Intervention,

11 v.

12 ABBOTT CARDIOVASCULAR SYSTEMS,  
13 INC., ABBOTT LABORATORIES, and  
14 ABBOTT VASCULAR, INC.,

15 Defendants and Counterclaim  
16 Plaintiffs,

17 and

18 BOSTON SCIENTIFIC CORPORATION,

19 Plaintiff-Intervenor. and  
20 Defendant

Case No. 06-01066-PJH (EMC)

**STIPULATION AND [PROPOSED]  
ORDER SETTING FORTH SCHEDULE**

21 Plaintiffs and Counterclaim-Defendants, Medtronic Vascular, Inc., Medtronic USA, Inc.,  
22 Medtronic, Inc., Medtronic Vascular Galway, Ltd., and evYsio Medical Devices ULC  
23 (“Plaintiffs”), and Defendants and Counterclaim-Plaintiffs, Abbott Cardiovascular Systems, Inc.,  
24 Abbott Laboratories, Abbott Vascular, Inc., and Boston Scientific Corporation (“Defendants”)  
25 have agreed and stipulate to the schedule set forth below, which includes dates set by the  
26 Amended Case Management and Pretrial Order, dated September 4, 2008.

27 By her signature below, counsel for Medtronic Vascular, Inc., Medtronic USA, Inc.,  
28 Medtronic, Inc., and Medtronic Vascular Galway, Ltd. attests that counsel for all parties concur  
in the filing of this stipulation.

Close of damages fact discovery November 21, 2008

Plaintiffs’ Damages Expert Report December 19, 2008

1	Defendants' Damages Expert Reports	January 30, 2009
2	Close of Damages Expert Discovery	February 20, 2009
3	Damages Dispositive Motion Filing	March 4, 2009
4	Response to Damages Dispositive Motions	March 18, 2009
5	Reply to Damages Dispositive Motions	March 25, 2009
6	Hearing on Damages Dispositive Motions	April 8, 2009 (Previously ordered by Court)
7		
8	Supplementation of Unit Sales and Revenue Data Through March, 2009	April 17, 2009
9		
10	Supplementation of Exhibits to Expert Damage Reports with New Sales Data	May 8, 2009
11	Pretrial Disclosures	June 9, 2009
12	Objections to Pretrial Disclosures	June 23, 2009
13	Final Pretrial Conference	July 9, 2009 (Previously ordered by Court)
14		
15	Trial	July 27, 2009 (Previously ordered by Court)

17 DATED: October 15, 2008

**FOLEY & LARDNER LLP**

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BY: s/Linda E.B. Hansen  
Linda E.B. Hansen  
*Attorneys for Plaintiffs Medtronic Vascular, Inc., Medtronic USA, Inc., Medtronic, Inc., and Medtronic Vascular Galway, Ltd.*

1 DATED: October 15, 2008

**KATTEN MUCHIN & ROSENMAN LLP**

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BY: s/Timothy J. Vezeau

Timothy J. Vezeau

*Attorneys for Plaintiff evYsio Medical  
Devices ULC*

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7 DATED: October 15, 2008

**FINNEGAN, HENDERSON, FARABOW,  
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BY: s/Robert McCauley

Robert McCauley

*Attorneys for Defendants Abbott  
Cardiovascular Systems, Inc., Abbott  
Laboratories, and Abbott Vascular, Inc.*

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14 DATED: October 15, 2008

**FISH & RICHARDSON P.C.**

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BY: s/Christopher Dillon

Christopher Dillon

*Attorneys for Defendant Boston Scientific  
Corporation*

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**[PROPOSED] ORDER**

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Pursuant to the stipulation of the parties, it is SO ORDERED.

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DATE: 10/22/08

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Phyllis J. Hamilton  
United States District Judge

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