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

SAFEWAY INC; WALGREEN CO.; THE )  
KROGER CO.; NEW ALBERTSON'S, INC.; )  
AMERICAN SALES COMPANY, INC.; AND )  
HEB GROCERY COMPANY, LP, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
ABBOTT LABORATORIES, )  
 )  
Defendant. )

Case No. C 07-5470 (CW)  
Related per November 19, 2007 Order to  
Case No. C 04-1511 (CW)

**ORDER GRANTING STIPULATION  
EXTENDING DISCOVERY RESPONSE  
AND MOTION TO COMPEL DEADLINES**

**DATE:**  
**TIME:**  
**PLACE:**  
**JUDGE: Honorable Claudia Wilken**

*(Caption continued on next page)*

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MEIJER, INC. & MEIJER DISTRIBUTION, )  
INC., ROCHESTER DRUG CO-OPERATIVE, )  
INC.,, AND LOUISIANA WHOLESALE )  
DRUG COMPANY, INC., ON BEHALF OF )  
THEMSELVES AND ALL OTHERS )  
SIMILARLY SITUATED, )

Plaintiffs, )

v. )

ABBOTT LABORATORIES, )

Defendant. )

Case No. C 07-5985 (CW)  
(Consolidated Cases)

Related per November 30, 2007 Order to  
Case No. C 04-1511 (CW)

RITE AID CORPORATION; RITE AID )  
HDQTRS CORP.; JCG (PJC) USA, LLC; )  
MAXI DRUG, INC D/B/A BROOKS )  
PHARMACY; ECKERD CORPORATION; )  
CVS PHARMACY, INC.; AND CAREMARK )  
LLC, )

Plaintiffs, )

v. )

ABBOTT LABORATORIES, )

Defendant. )

Case No.C 07-6120 (CW)

Related per December 5, 2007 Order to  
Case No. C 04-1511 (CW)

1 WHEREAS, the parties completed fact discovery on February 27, 2009, with the exception  
2 of certain issues for which this Court—in its February 25, 2009 Order (*see* Case No. C 07-5470, Dkt.  
3 88)—extended the discovery deadline to March 13, 2009;

4 WHEREAS, the parties are continuing to work diligently on their responses to certain written  
5 discovery responses and document productions that were the subject of the parties' March 10, 2009  
6 Stipulation Extending Motion to Compel Deadline (entered by the Court on March 11, 2009), but  
7 certain issues have yet to be fully resolved, and the parties agree that a modest additional extension  
8 of those deadlines is warranted;

9 WHEREAS, the current deadline for the written discovery responses is March 27, 2009, and  
10 the current deadline for the parties to seek relief from the Court on all discovery issues not subject to  
11 the above-referenced Order is April 10, 2009;

12 WHEREAS, a modest extension of these deadline for requesting relief from the Court on  
13 these discrete issues will hopefully allow the parties to resolve any disagreements without being  
14 forced to seek this Court's intervention;

15 WHEREAS, an extension will not affect any scheduled dates, particularly in light of the  
16 Court's recent Order Granting Motion for a Stay (*see* Case No. C 07-5470, Dkt. 105).

17 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:**

18 For matters covered in Paragraph 1 of the parties' February 24, 2009 Stipulation re Fact  
19 Discovery on Certain Items After Cutoff (entered February 25, 2009), the deadline for written  
20 discovery responses will be further extended to April 10, 2009, and the deadline for motions to  
21 compel with regard to those written discovery responses shall be extended to April 30, 2009.

22  
23 /s/ John D. Radice \_\_\_\_\_  
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25 John D. Radice  
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/s/ Lauren C. Ravkind  
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*Attorney for Abbott Laboratories*

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

Dated: 4/8/09 \_\_\_\_\_



\_\_\_\_\_  
Judge Claudia Wilken  
United States District Court  
Northern District of California

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**GENERAL ORDER 45 ATTESTATION**

I, Michelle Friedland, am the ECF User whose ID and password was used to file this STIPULATION EXTENDING MOTION TO COMPEL DEADLINE. In compliance with General Order 45, X.B., I hereby attest that the above counsel, counsel for Plaintiffs, concurred in this filing.

Dated: March 27, 2009

/s/ Michelle Friedland

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Michelle Friedland  
Munger, Tolles & Olson LLP  
Counsel for Defendant