

United States District Court
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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.

No. C 07-05470 CW

ORDER DIRECTING
PARTIES TO
PARTICIPATE IN
FURTHER SETTLEMENT
DISCUSSIONS AND
CONCERNING TRIAL
DATE

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.

No. C 07-05985 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.

No. C 07-06120 CW

1 SMITHKLINE BEECHAM CORPORATION, d/b/a No. C 07-05702 CW
2 GLAXOSMITHKLINE,

3 Plaintiff,

4 v.

5 ABBOTT LABORATORIES,

6 Defendant.
7 _____/

8 In their Joint Pretrial Conference Statement, the parties
9 state that they participated in mediation in November, 2010, no
10 settlement was reached and no further negotiations have taken place
11 since then. The Court directs the parties to participate in
12 further settlement discussions, in light of the Court's summary
13 judgment order. The parties may consider participating in
14 mediation before Dr. Eric Green, as they had in November, 2010, or
15 before former Magistrate Judge Edward A. Infante. The parties may
16 also move for a referral to a magistrate judge for a settlement
17 conference. At the final pretrial conference scheduled for
18 February 8, 2011, the parties shall apprise the Court of their
19 further efforts at settlement.

20 The trial start date of February 28, 2011 will be maintained.
21 At the final pretrial conference, the Court will entertain argument
22 on Abbott's motion to shorten the length of trial from fifteen to
23 twelve days.

24
25 IT IS SO ORDERED.

26
27 Dated: February 3, 2011



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CLAUDIA WILKEN
United States District Judge