

1 LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP  
 Joseph R. Saveri (State Bar No. 130064)  
 2 Brendan P. Glackin (State Bar No. 199643)  
 Sarah R. London (State Bar No. 267083)  
 3 275 Battery Street, 29th Floor  
 San Francisco, CA 94111-3339  
 4 Telephone: (415) 956-1000  
 Facsimile: (415) 956-1008  
 5

*Counsel for the Direct Purchaser Class*

6 HANGLEY ARONCHICK SEGAL & PUDLIN  
 Steve D. Shadowen, Pro Hac Vice  
 Monica L. Rebeck, Pro Hac Vice  
 8 30 North Third Street, Suite 700  
 Harrisburg, PA 17101-1701  
 9 Telephone: (717) 364-1007  
 Facsimile: (717) 362-1020  
 10

*Counsel for Rite Aid Corp., et al.*

12 **UNITED STATES DISTRICT COURT**  
 13 **NORTHERN DISTRICT OF CALIFORNIA**  
 14 **OAKLAND DIVISION**  
 15

16 SAFEWAY INC., *et al.*,  
 17 Plaintiff,  
 18 v.  
 19 ABBOTT LABORATORIES,  
 20 Defendant.  
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 23

) Case No. C07-5470 (CW)  
 )  
 ) Related per November 19, 2007 Order to  
 ) Case No. C04-1511 (CW)  
 )  
 ) **STIPULATION REGARDING**  
 ) **ASSIGNMENTS OF CLAIMS**  
 )  
 ) **Date: N/A**  
 ) **Time: N/A**  
 ) **Courtroom: N/A**  
 ) **Judge: Hon. Claudia Wilken**

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MEIJER, INC. & MEIJER DISTRIBUTION,  
INC., *et al.*,  
  
Plaintiff,  
  
v.  
  
ABBOTT LABORATORIES,  
  
Defendant.

) Case No. C07-5985 (CW)  
) (Consolidated Cases)  
)  
) Related per November 30, 2007 Order to  
) Case No. C04-1511 (CW)  
)

**STIPULATION REGARDING  
ASSIGNMENTS OF CLAIMS**

**Date:** N/A  
**Time:** N/A  
**Courtroom:** N/A  
**Judge:** Hon. Claudia Wilken

RITE AID CORPORATION, *et al.*,  
  
Plaintiff,  
  
v.  
  
ABBOTT LABORATORIES,  
  
Defendant.

) Case No. C07-6120 (CW)  
)  
) Related per December 5, 2007 Order to  
) Case No. C04-1511 (CW)  
)

**STIPULATION REGARDING  
ASSIGNMENTS OF CLAIMS**

**Date:** N/A  
**Time:** N/A  
**Courtroom:** N/A  
**Judge:** Hon. Claudia Wilken

1 WHEREAS, at the Pretrial Conference the Court encouraged the parties to resolve any  
2 outstanding issues regarding the validity of any agreements for assignments of claims;

3 WHEREAS, the Customer Plaintiffs<sup>1</sup> and defendant Abbott Laboratories (“Abbott”), have  
4 met and conferred on these issues and have reached an agreement regarding the validity of the  
5 Individual Plaintiffs’ assignments;

6  
7 **IT IS HEREBY STIPULATED AND AGREED THAT:**

8 1. As between the class that has been certified in Case No. 07-5985 (“Class Plaintiffs”  
9 or “Class”) and the plaintiffs in Case Nos. 07-5470 and 07-6120 (“Individual Pharmacy  
10 Plaintiffs”), all claims based on any purchases by a member of the Class for which Dr. Leffler  
11 calculates damages in his 2/11/2011 updates to his expert disclosures in this matter have been  
12 validly assigned from the relevant Class members to the relevant Individual Plaintiffs. (Abbott  
13 reserves all other bases on which to challenge any alleged liability in this matter or any plaintiff’s  
14 alleged damages, including but not limited to those alleged damages stemming from assigned  
15 claims.)

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

17  
18 */s/ Monica L. Rebuck*

*/s/ Stephanie McCallum*

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20 Monica L. Rebuck, Pro Hac Vice  
21 HANGLEY ARONCHICK SEGAL &  
22 PUDLIN  
23 30 North Third Street, Suite 700  
24 Harrisburg, PA 17101-1701  
25 Telephone: (717) 364-1007  
26 Facsimile: (717) 362-1020  
27 Email: mrebeck@hangley.com

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Stephanie McCallum  
WINSTON & STRAWN LLP  
35 W. Wacker Drive  
Chicago, IL 60601  
Telephone: (312) 558-5600  
Facsimile: (312) 558-5700  
Email: smccallum@winston.com

*Counsel for Abbott Laboratories*

*Lead Counsel for Rite Aid Corp., et al.*

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<sup>1</sup> Plaintiffs in Case Nos. 07-5470 (CW), 07-5985 (CW), and 07-6120 (CW).

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/s/ *Brendan P. Glackin*

/s/ *Scott E. Perwin*

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Brendan Glackin  
LIEFF, CABRASER, HEIMANN &  
BERNSTEIN, LLP  
Embarcadero Center West  
275 Battery Street, 30th Floor  
San Francisco, CA 94111-3339  
*Counsel for Customer Class Plaintiffs*

\_\_\_\_\_  
Scott Eliot Perwin, Pro Hac Vice  
KENNY NACHWALTER, PA  
201 S. Biscayne Blvd.  
1100 Miami Center  
Miami, Florida 33131  
Telephone: (305) 373-1000  
Facsimile: (305) 372-1861  
Email: sperwin@kennynachwalter.com  
  
*Lead Counsel for Safeway Inc., et al.*

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

Dated: 3/1/2011

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

**GENERAL ORDER 45 ATTESTATION**

In compliance with General Order 45, X.B., I, Sarah R. London , the filer of this document, hereby attest that all the above counsel concurred in this filing.

Dated: February 25, 2011