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7	Local Counsel for Customer Class Plaintiffs		
8			
9	UNITED STATES DISTRICT COURT		
10	NORTHERN DISTRICT OF CALIFORNIA		
11			
12	OAKLAND DIVISION		
13	MEIJER, INC. & MEIJER DISTRIBUTION,	Case No. C 07-5985 CW	
14	INC., <i>et al.</i> , on behalf of themselves and all others similarly situated,	STIPULATION AND ORDER	
15	Plaintiffs,	WAIVING HEARING ON PLAINTIFFS' MOTION FOR	
16	V.	PRELIMINARY APPROVAL OF SETTLEMENT, APPROVAL OF	
17	ABBOTT LABORATORIES,	FORM OF NOTICE, AND SETTING SCHEDULE AND FINAL	
18	Defendant.	APPROVAL HEARING	
19			
20	Undersigned counsel, on behalf of the Customer Class Plaintiffs and Abbott		
21	Laboratories ("Abbott"), waive a hearing on Plaintiffs' unopposed motion for preliminary		
22	approval of the class settlement between the Customer Class Plaintiffs and Abbott, and request		
23	that this Court take the matter under submission on the moving papers that are being filed		
24	concurrently.		
25	WHEREAS, the Customer Class Plaintiffs and Abbott have entered into a		
26	proposed class settlement agreement, which is the subject of a motion for preliminary approval		
27	filed today with this Court;		
28	WHEREAS, the motion for preliminary approval shall be unopposed and therefore		
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1	no further papers will be filed in conjunction with it;	
2	WHEREAS, there will be a hearing on the motion for final approval of the	
3	proposed settlement;	
4	WHEREAS, the Customer Class Plaintiffs and Abbott believe that a hearing on	
5	this motion for preliminary approval is unnecessary unless the Court sees a need for one, and that	
6	it would benefit the parties and the Court to consider the unopposed motion for preliminary	
7	approval forthwith, instead of setting hearing according to the schedule for contested motions	
8	under Local Rule 6-1;	
9	THEREFORE, the Customer Class Plaintiffs and Abbott stipulate to waive the	
10	contested motion schedule under Local Rule 6-1, and ask this court to decide the Motion on the	
11	moving papers.	
12	IT IS SO STIPULATED.	
13		
14	/s/ Daniel C. Simons /s/ Stuart N. Senator Eric L. Cramer Stuart N. Senator	
15	Daniel C. SimonsMUNGER, TOLLES, & OLSON, LLPBERGER & MONTAGUE, P.C.355 South Grand Avenue	
16	1622 Locust StreetLos Angeles CA 90071-1560Philadelphia, PA 19103-6305	
17	Counsel for the Customer Plaintiff Class Counsel for Abbott Laboratories	
18		
19	Attestation: Pursuant to General Order 45, the filer attests that concurrence in the	
20	filing of this document has been obtained from each of the signatories.	
21		
22	PURSUANT TO STIPULATION, IT IS SO ORDERED	
23	Dated: 4/11/2011	
24	Judge Claudia Wilken	
25	United States District Court Northern District of California	
26	Normern District of Cantornia	
27		
28		
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