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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 OAKLAND DIVISION
 11

12 GREG SARANDI,
 13 Plaintiff,
 14 v.
 15 RAYMOND BREAU, *et al.*,
 16 Defendant.
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Case No. C08-02118 SBA

**ADDENDUM TO STIPULATION
 AND ORDER REGARDING
 SCHEDULING**

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1 Plaintiff Greg Sarandi, Defendants Raymond Breu, Srikant Datar, William W. George,
2 Daniel Vasella and Rolf Zinkernagel, and Nominal Defendant Novartis AG (“Novartis”), a
3 Switzerland-based corporation, by and through their respective counsel, jointly stipulate as
4 follows:

5 WHEREAS, Defendants Breu, Datar, George, Vasella and Zinkernagel, and Nominal
6 Defendant Novartis, have been served with the Complaint in this action;

7 WHEREAS, those defendants who have been served with the Complaint intend to raise
8 dispositive issues that would apply to served and unserved defendants in a motion to dismiss to be
9 filed on or before March 3, 2009;

10 WHEREAS, the parties entered into a Stipulation and [Proposed] Order on February 3,
11 2009, Ordered by the Court on February 4, 2009 (the “Stipulation and Order”), agreeing that
12 issues regarding service and personal jurisdiction should be deferred, without waiver of the
13 parties’ rights to address those issues later, if necessary, pending the Court’s resolution of the
14 defendants’ motion to dismiss to be filed on or before March 3, 2009;

15 WHEREAS, when the parties entered into the Stipulation and Order, only Defendants
16 Datar and George, and Nominal Defendant Novartis (defined therein as the “Moving
17 Defendants”) had been served with the Complaint in this action;

18 WHEREAS, Defendants Breu, Vasella and Zinkernagel have since been served with the
19 Complaint, and the parties anticipate that other named defendants may be served while
20 defendants’ motion to dismiss to be filed on or before March 3, 2009, is pending;

21 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT:

22 1. All defendants who have been served with the Complaint will file a motion to
23 dismiss on or before March 3, 2009.

24 2. All defendants on whose behalf a motion to dismiss is filed on or before March 3,
25 2009, shall be considered “Moving Defendants” for the purposes of the Stipulation and Order and
26 this Addendum.

