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13 Attorneys for Defendants
 MEDTRONIC, INC. and MEDTRONIC
 14 VASCULAR, INC.

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION

19 ABBOTT LABORATORIES, INC. and
 20 ABBOTT CARDIOVASCULAR
 SYSTEMS INC.,

21 Plaintiffs,

22 v.

23 MEDTRONIC, INC. and MEDTRONIC
 24 VASCULAR, INC.,

25 Defendants.

Case No. C-08-04962 DLJ

**STIPULATION TO EXTEND TIME FOR
 DEFENDANTS MEDTRONIC, INC. AND
 MEDTRONIC VASCULAR, INC. TO FILE
 ANSWER OR OTHERWISE RESPOND TO
 PLAINTIFFS' FIRST AMENDED
 COMPLAINT**

IT IS SO ORDERED



U.S. District Judge

November 26, 2008

DATE

STIP TO EXTEND TIME FOR DEFENDANTS TO FILE
 ANSWER OR OTHERWISE RESPOND TO FIRST
 AMENDED COMPLAINT / CASE NO. C-08-04962 DLJ

1 Pursuant to Civil L.R. 6-1(a), Plaintiffs Abbott Laboratories, Inc. and Abbott
2 Cardiovascular Systems, Inc. (collectively "Abbott") and Defendants Medtronic, Inc. and
3 Medtronic Vascular, Inc. (collectively "Medtronic"), appearing through their respective counsel,
4 hereby stipulate that Medtronic shall have an additional 30 days to answer or otherwise respond
5 to Abbott's first amended complaint. Accordingly, Medtronic shall answer or otherwise respond
6 to Abbott's first amended complaint on or before January 7, 2009.

7 For Defendants MEDTRONIC, INC. and
8 MEDTRONIC VASCULAR, INC.

9 Dated: November 25, 2008

By: /s/ James J. Elacqua

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14 For Plaintiffs ABBOTT LABORATORIES,
15 INC. and ABBOTT CARDIOVASCULAR
SYSTEMS, INC.

16 Dated: November 25, 2008

By: /s/ David D. Headrick

David D. Headrick (*pro hac vice*)
Edward A. Mas II (*pro hac vice*)
Scott P. McBride (*pro hac vice*)
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FILER'S ATTESTATION

I, James J. Elacqua, attest pursuant to General Order No. 45 that concurrence in the filing of this document has been obtained from the other signatory.

Dated: November 25, 2008

/s/ James J. Elacqua

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1 **PROOF OF SERVICE**

2 I, Deborah Brown, declare:

3 I am a citizen of the United States and employed in Santa Clara County, California. I am
4 over the age of eighteen years and not a party to the within-entitled action. My business address
5 is 2440 W. El Camino Real, Suite 700, Mountain View, California 94040-1499. On November
6 25, 2008, I served a copy of the within document(s):

7 **STIPULATION TO EXTEND TIME FOR DEFENDANTS**
8 **MEDTRONIC, INC. AND MEDTRONIC VASCULAR, INC. TO FILE**
9 **ANSWER OR OTHERWISE RESPOND TO PLAINTIFFS' FIRST**
10 **AMENDED COMPLAINT**

- 11 by transmitting via facsimile the document(s) listed above to the fax number(s) set
12 forth below on this date before 5:00 p.m.
- 13 by placing the document(s) listed above in a sealed envelope with postage thereon
14 fully prepaid, in the United States mail at Mountain View, California addressed as
15 set forth below.
- 16 by transmitting via electronic mail the document(s) listed above to the electronic
17 email addresses set forth on this date.
- 18 by placing the document(s) listed above in a sealed Federal Express envelope and
19 affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal
20 Express agent for delivery.
- 21 by causing to be personally delivering the document(s) listed above to the
22 person(s) at the address(es) set forth below.

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27 ////

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9 I am readily familiar with the firm's practice of collection and processing correspondence
10 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
11 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
12 motion of the party served, service is presumed invalid if postal cancellation date or postage
13 meter date is more than one day after date of deposit for mailing in affidavit.

14 I declare that I am employed in the office of a member of the bar of this court at whose
15 direction the service was made.

16 Executed on November 25, 2008, at Mountain View, California.

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/s/ Deborah Brown
Legal Secretary