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11 *Lead Counsel for Plaintiffs*

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 ROBERT CURRY, Individually and on
 16 Behalf of All Others Similarly Situated,

17 Plaintiff,

18 v.

19 HANSEN MEDICAL, INC., FREDERIC H.
 20 MOLL and STEVEN M. VAN DICK,

21 Defendants.

No. 5:09-cv-05094-TEH

Class Action

**STIPULATION AND [PROPOSED]
 ORDER RE FILING OF AMENDED
 COMPLAINT AND DEFENDANTS'
 RESPONSES THERETO**

Judge: Hon. Thelton E. Henderson

22 _____
 23 AND RELATED ACTIONS

1 WHEREAS, by Order entered August 25, 2011 (Docket #59), the Court granted Defendants’
2 motion to dismiss Plaintiffs’ Second Consolidated Amended Complaint for Violations of the Federal
3 Securities Laws without prejudice and provided the Court-appointed Lead Plaintiffs thirty (30) days
4 to file an amended complaint;

5 WHEREAS, on September 15, 2011, the Court entered a Stipulation and Order (Docket #61)
6 extending the time for Lead Plaintiffs to file an amended complaint and Defendants’ responses
7 thereto;

8 WHEREAS, the Court’s September 15, 2011, Stipulation and Order (Docket #61): (i)
9 provided Lead Plaintiffs until October 11, 2011, to file an amended complaint; (ii) provided
10 Defendants until November 9, 2011, to otherwise respond to Lead Plaintiff’s amended complaint;
11 and (iii) established dates for filing any opposition and reply briefs in the event Defendants
12 responded to the amended complaint by filing a motion to dismiss;

13 WHEREAS, on September 28, 2011, this Action was reassigned from the Honorable Jeremy
14 Fogel to the Honorable Thelton E. Henderson;

15 WHEREAS, on October 6, 2011, certain events transpired that Lead Plaintiffs contend are
16 directly relevant to Lead Plaintiffs’ claims and that Lead Plaintiffs contend provides new factual
17 information that Lead Plaintiffs anticipate will be substantially included in their forthcoming
18 amended complaint; and

19 WHEREAS, Lead Plaintiffs have requested additional time for the filing of an amended
20 complaint in order for them to make any changes they believe should be made to their amended
21 complaint in light of these recent events and Defendants have agreed to Lead Plaintiffs’ requested
22 extension of the deadlines for filing of an amended complaint and Defendants’ responses thereto
23 contained in the Court’s September 15, 2011, Stipulation and Order (Docket #61) by allowing Lead
24 Plaintiffs an additional seven (7) days to file their amended complaint and extending the time for
25 Defendants’ responses thereto by an additional seven (7) days, but to leave the remaining dates in
26 the Court’s prior Stipulation and Order (Docket #61) unchanged.
27
28

1 NOW, THEREFORE, the undersigned parties hereby stipulate and agree, and respectfully
2 request that the Court enter an Order as follows:

- 3
- 4 1. Lead Plaintiffs shall file an amended complaint on or before October 18, 2011;
 - 5 2. Defendants shall file a motion to dismiss the amended consolidated complaint, or
6 otherwise respond to the amended complaint on or before November 16, 2011;
 - 7 3. As set forth in the Court's prior Stipulation and Order (Docket #61), in the event
8 Defendants move to dismiss the forthcoming amended complaint, any opposition
9 brief(s) shall be filed on or before December 9, 2011, and any reply brief(s) shall be
10 filed on or before on or before January 9, 2012; and
 - 11 4. In the event Defendants move to dismiss the forthcoming amended complaint,
12 Defendants will notice their motion for at least two weeks after January 9, 2012.

13 **IT IS SO STIPULATED.**

14 DATED: October 7, 2011

GLANCY BINKOW & GOLDBERG LLP

16 By: s/ Michael Goldberg

17 Lionel Z. Glancy

18 Michael Goldberg

19 Ex Kano S. Sams II

Robert V. Prongay

20 ***Lead Counsel for Lead Plaintiffs***

21 DATED: October 7, 2011

BINGHAM MCCUTCHEN LLP

23 By: s/ John D. Pernick

24 David M. Balabanian (# 37368)

25 Charlene S. Shimada (# 91407)

26 John D. Pernick (#1155468)

27 ***Counsel for Defendants Hansen Medical, Inc.,
Frederic H. Moll, Steven M. Van Dick, and Gary C.
Restani***

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: October 13, 2011

By: 
The Honorable Claudia Wilken
United States District Judge