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Attorneys for *Lupin Pharmaceuticals, Inc. and  
Lupin Ltd.*

20 IN THE UNITED STATES DISTRICT COURT

21 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

22 DEPOMED, INC., a California  
Corporation,

23 Plaintiff,

24 v.

25 LUPIN PHARMACEUTICALS, INC., a  
26 Virginia Corporation, and LUPIN  
LIMITED, an Indian Corporation,

27 Defendants.  
28

No. 09-CV-05587 PJH

**STIPULATION AND [~~PROPOSED~~] ORDER  
MODIFYING THE CASE MANAGEMENT  
SCHEDULE REGARDING THE  
BRIEFING ON CLAIM CONSTRUCTION**

1 IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto,  
2 through their respective counsel, that the schedule for the parties briefing on claim construction  
3 set forth in the Joint Case Management Statement and adopted by the Court during the March 18,  
4 2010, Case Management Conference, be modified as follows:

Event	Parties' Proposed Date
Deadline for serving and filing Opening Claim Construction Brief (PLR 4.5(a))	11/22/2010
Deadline for serving and filing Opposition to Claim Construction Brief (PLR 4.5(b))	12/06/2010
Reply in support of Claim Construction Brief (PLR 4.5(c))	12/13/2010

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10 SO STIPULATED this 28th day of October 2010.

11 MCDERMOTT WILL & EMERY LLP

RAKOCZY MOLINO MAZZOCHI SIWIK LLP

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14 By: /s/ William G. Gaede, III

William G. Gaede, III

By: /s/ Paul J. Molino

Paul J. Molino

15 Attorneys for *Depomed, Inc.*

16 Attorneys for *Lupin Limited and  
Lupin Pharmaceuticals, Inc.*

17  
18 **SIGNATURE ATTESTATION**

19 Pursuant to General Order 45.X(B), I hereby attest that concurrence has been obtained  
20 from Paul Molino indicated by a "conformed" signature (/s/) within this e-filed document.

21 /s/ William G. Gaede, III

William G. Gaede, III

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23 -oOo-

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

25 DATED: 11/1/10

26 HONORABLE S. J. HAMILTON  
27 United States District Court Judge

