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12 Attorneys for Defendants  
 13 BAYER CORPORATION,  
 14 BAYER HEALTHCARE LLC,  
 15 BAYER HEALTHCARE PHARMACEUTICALS INC. and  
 16 MCKESSON CORPORATION

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA

19 MICHELLE MARTINEZ, an individual,  
 20  
 21 Plaintiff,  
 22  
 23 vs.

Case No. CV 10-547 PJH

**STIPULATION AND ~~[PROPOSED]~~  
 ORDER EXTENDING TIME TO  
 RESPOND TO COMPLAINT**

24 MCKESSON CORPORATION; BAYER  
 25 CORPORATION; BAYER HEALTHCARE  
 26 LLC; BAYER PHARMACEUTICALS  
 27 CORPORATION; BAYER HEALTHCARE  
 28 PHARMACEUTICALS INC., BERLEX  
 LABORATORIES, INC., BERLEX, INC.;  
 BAYER SCHERING PHARMA AG;  
 BAYER AG; and DOES 1-10, inclusive,  
 Defendants.

1 Plaintiff Michelle Martinez (“Plaintiff”) and Defendants Bayer Corporation, Bayer  
2 HealthCare LLC, Bayer HealthCare Pharmaceuticals Inc. and McKesson Corporation  
3 (collectively, “Defendants”) by and through their respective counsel, enter into the following  
4 Stipulation:

5 WHEREAS, Plaintiff’s Complaint was filed on February 8, 2010;

6 WHEREAS, Defendants issued a letter dated February 10, 2010 identifying this matter as  
7 a tag-along action in connection with MDL No. 2100 pending in the United States District Court  
8 for the Southern District of Illinois;

9 WHEREAS, responses currently are due from Defendants on March 16, 2010; and

10 WHEREAS, an extension of time to respond to the Complaint is warranted for counsel to  
11 discuss the disposition of this case and attempt to reach agreement on how it will be handled  
12 going forward.

13 NOW, THEREFORE, THE PARTIES HEREBY AGREE AND STIPULATE,  
14 Defendants shall have until March 30, 2010 to respond to Plaintiff’s Complaint.

15 IT IS SO STIPULATED.

16  
17 Dated: March 10, 2010

18 ROBINSON, CALCAGNIE & ROBINSON

SQUIRE, SANDERS & DEMPSEY LLP

19  
20 By: /s/ Daniel Robinson  
21 DANIEL ROBINSON

By: /s/ Julie E. Schwartz  
JULIE E. SCHWARTZ

22 Attorneys for Plaintiff  
23 MICHELLE MARTINEZ

Attorneys for Defendants  
BAYER CORPORATION,  
BAYER HEALTHCARE LLC,  
BAYER HEALTHCARE  
PHARMACEUTICALS INC. and  
MCKESSON CORPORATION

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

DATED: 3/16/10

HONORABLE JUDGE PHYLIS J. HAMILTON  
United States District Court  
Northern District of California

