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Attorneys for Plaintiffs
 NUVO RESEARCH INC. and
 NUVO RESEARCH AG

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

NUVO RESEARCH INC.
 NUVO RESEARCH AG,

Plaintiffs,

v.

DR. MICHAEL S. MCGRATH,

Defendant.

Case No.: CV 11-04006 SBA

**STIPULATION TO EXTEND TIME
 TO ANSWER COMPLAINT AND
 STIPULATED REQUEST FOR
 CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE AND
 [PROPOSED] ORDER THEREON**

The Parties in the above referenced action hereby stipulate as follows:

WHEREAS, Plaintiffs filed this action on August 15, 2011;

WHEREAS, on September 13, 2011, this action was assigned to Judge Armstrong;

WHEREAS, on September 21, 2011, Judge Armstrong issued a Case Management Order setting a telephonic Case Management Conference for December 7, 2011;

WHEREAS, Defendant was served with a summons in this action on October 5, 2011;

WHEREAS, Defendant's deadline to answer, move, or otherwise respond to the Complaint is currently set for October 26, 2011;

CV 11-04006 SBA
 STIP. TO EXTEND TIME

1 WHEREAS counsel for the Parties met and conferred by telephone on October 18, 2011;

2 WHEREAS Plaintiffs and Defendant stipulated, subject to the Court's approval, that
3 Defendant's time to move, answer, or otherwise respond to the Complaint in this action shall be
4 extended to November 23, 2011;

5 WHEREAS Plaintiffs and Defendant further stipulated, subject to the Court's approval,
6 that the telephonic Case Management Conference scheduled for December 7, 2011 at 2:30 p.m.
7 be continued to January 11, 2011 at 2:30 p.m. or to the next available date thereafter that is
8 convenient to the Court;

9 IT IS THEREFORE STIPULATED by and between the Parties, through their respective
10 attorneys of record, subject to the approval of the Court, that:

11 1. Defendant's time to move, answer, or otherwise respond to the Complaint in this
12 action shall be extended to November 23, 2011;

13 2. The telephonic Case Management Conference scheduled for December 7, 2011 at
14 2:30 p.m. be continued to January 11, 2011 at 2:30 p.m. or to the next available date thereafter
15 that is convenient to the Court.

16 SO STIPULATED.

17 Dated: October 24, 2011

FENWICK & WEST LLP

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20 By: /s/ Carolyn Chang
Carolyn Chang

21 Attorneys for Defendant
22 DR. MICHAEL S. MCGRATH

23 Dated: October 24, 2011

SIMPSON THACHER & BARTLETT LLP

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26 By: /s/ Harrison J. Frahn IV
Harrison J. Frahn IV

27 Attorneys for Plaintiffs
28 NUVO RESEARCH INC. and NUVO
RESEARCH AG

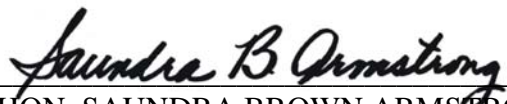
**[PROPOSED] ORDER EXTENDING TIME TO RESPOND TO COMPLAINT
AND CONTINUING OF CASE MANAGEMENT CONFERENCE**

Pursuant to the stipulation of the Parties, Defendant's time to move, answer, or otherwise respond to the Complaint in this action shall be extended to November 23, 2011.

Pursuant to the stipulation of the Parties, the telephonic Case Management Conference scheduled for December 7, 2011 at 2:30 p.m. is hereby continued to **January 19, 2012 at 3:00 p.m.** *A joint case management conference statement shall be filed at least seven days prior to the conference. Plaintiff is responsible for setting up the conference call. On the specified date and time, Plaintiff shall call (510) 637-3559 with all parties on the line.*

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 25, 2011


HON. SAUNDRA BROWN ARMSTRONG
UNITED STATES DISTRICT JUDGE