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10 Lead Counsel for Plaintiffs

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

14	In re AFFYMETRIX DERIVATIVE LITIGATION)	No. C-06-05353-JW
15	_____)	JOINT CASE MANAGEMENT STATEMENT
16	This Document Relates To:)	ORDER VACATING CASE
17	ALL ACTIONS.)	MANAGEMENT CONFERENCE;
18	_____)	SETTING HEARING FOR
19)	PRELIMINARY APPROVAL OF
20)	CLASS SETTLEMENT

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1 On December 19, 2008, the parties participated in an all day mediation session with mediator
2 Mr. Anthony Piazza, at which time certain agreements were reached regarding a resolution of this
3 matter. The parties are now drafting the appropriate settlement documentation. The parties
4 presently anticipate being able to complete the documentation of the settlement and to seek
5 preliminary approval of the settlement by April 15, 2009.

6 Accordingly, the parties respectfully request that the case management conference scheduled
7 on March 23, 2009, be continued until April 15, 2009, at which time the Court may consider whether
8 preliminary approval of the settlement should be granted.

9 DATED: March 12, 2009

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1 DATED: March 12, 2009

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8 *I, Benny C. Goodman III, am the ECF user whose ID and password are being used to file*
9 *this JOINT CASE MANAGEMENT STATEMENT. In compliance with General Order 45, X.B., I*
10 *hereby attest that Arthur J. Burke has concurred in this filing.*

10 DATED: March 12, 2009

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18 *this JOINT CASE MANAGEMENT STATEMENT. In compliance with General Order 45, X.B., I*
19 *hereby attest that Peter E. Root has concurred in this filing.*

19 DATED: March 12, 2009

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27 *this JOINT CASE MANAGEMENT STATEMENT. In compliance with General Order 45, X.B., I*
28 *hereby attest that Jeffrey M. Kaban has concurred in this filing.*

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1 *** ORDER ***

2 In light of the parties' representation, the Court VACATES the Case Management
3 Conference presently set for March 23, 2009 and sets **April 27, 2009 at 9 a.m.** as a hearing date
4 for Preliminary Approval of Class Settlement. On or before **April 17, 2009**, the parties shall file
5 all the necessary documents for the Court's review in preparation for the April 27 hearing.
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7 Dated: March 18, 2009



JAMES WARE
United States District Judge

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