

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

GERSON A. ZWEIFACH (admitted *pro hac vice*)  
PAUL B. GAFFNEY (admitted *pro hac vice*)  
AARON P. MAURER (admitted *pro hac vice*)  
DAVID I. BERL (No. 211761)  
WILLIAMS & CONNOLLY LLP  
225 Twelfth Street, NW  
Washington, DC 20005-5901  
Telephone: (202) 434-5000  
Facsimile: (202) 434-5029

JEFFREY E. FAUCETTE (No. 193066)  
TAYLOR & COMPANY LAW OFFICES, LLP  
One Ferry Building, Ste. 355  
San Francisco, CA 94111  
Telephone: (415) 788-8200  
Facsimile: (415) 788-8208

ELLIOT M. OLSTEIN  
CARELLA, BYRNE, BAIN, GILFILLAN,  
CECCHI, STEWART & OLSTEIN, P.C.  
Five Becker Farm Road  
Roseland, NJ 07068-1739  
Telephone: (973) 994-1700  
Facsimile: (973) 994-1744

Attorneys for Plaintiff,  
MEDIMMUNE, LLC

MATTHEW D. POWERS (No. 104795)  
VERNON M. WINTERS (No. 130128)  
GREGORY D. HULL (No. 57367)  
DANA K. POWERS (No. 252159)  
AARON Y. HUANG (No. 261903)  
WEIL, GOTSHAL & MANGES LLP  
Silicon Valley Office  
201 Redwood Shores Parkway  
Redwood Shores, CA 94065  
Telephone: (650) 802-3000  
Facsimile: (650) 802-3100

PETER SANDEL (admitted *pro hac vice*)  
REBECCA FETT (admitted *pro hac vice*)  
WEIL, GOTSHAL & MANGES LLP  
767 Fifth Avenue  
New York, NY 10153  
Telephone: (212) 310-8000  
Facsimile: (212) 310-8007

DAVID I. GINDLER (No. 117824)  
[dgindler@irell.com](mailto:dgindler@irell.com)  
RAYMOND LAMAGNA (No. 244821)  
[rlamagna@irell.com](mailto:rlamagna@irell.com)  
IRELL & MANELLA LLP  
1800 Avenue of the Stars, Suite 900  
Los Angeles, CA 90067-4276  
Telephone: (310) 277-1010  
Facsimile: (310) 203-7199

Attorneys for Defendant,  
PDL BIOPHARMA, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MEDIMMUNE, LLC

Plaintiff,

v.

PDL BIOPHARMA, INC.,

Defendant.

Case No. CV 08 5590 JF

Action Filed: December 16, 2008

**STIPULATION AND PROPOSED  
ORDER REGARDING  
CASE SCHEDULE**

1 WHEREAS, Defendant PDL BioPharma, Inc. (“PDL”) requested that the close of  
2 fact discovery be extended to January 29, 2010, and

3 WHEREAS, MedImmune, LLC. (“MedImmune”) agreed to PDL’s request to  
4 extend the close of fact discovery to January 29, 2010, and

5 WHEREAS, PDL and MedImmune have also agreed to extend the deadline for  
6 exchange of expert reports and rebuttal expert reports to February 16, 2010, and March 2, 2010,  
7 respectively, and

8 WHEREAS, the proposed extension of the deadlines for fact discovery and service  
9 of expert reports will not impact the trial date or other deadlines in the case calendar:

10 IT IS HEREBY STIPULATED AND AGREED by and between MedImmune and  
11 PDL (each, a “Party” and collectively, the “Parties”) to the above-captioned litigation that the  
12 case calendar be modified as set forth below.

Event	Date
Parties’ close of fact discovery	January 29, 2010
Parties’ expert reports (on issues for which a party bears the burden of proof)	February 16, 2010
Parties’ rebuttal expert reports	March 2, 2010

16 DATED: December 30, 2009.

WILLIAMS & CONNOLLY LLP

17 /s/

18 \_\_\_\_\_  
GERSON A. ZWEIFACH  
PAUL B. GAFFNEY  
AARON P. MAURER  
DAVID I. BERL

19  
20 Attorneys for Plaintiff  
21 MEDIMMUNE, LLC

22 DATED: December 30, 2009.

WEIL, GOTSHAL & MANGES LLP

23 /s/

24 \_\_\_\_\_  
MATTHEW D. POWERS  
VERNON M. WINTERS  
PETER SANDEL  
REBECCA FETT  
AARON Y. HUANG

25  
26  
27 Attorneys for Defendant  
28 PDL BIOPHARMA, INC.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

SO ORDERED.  
DATED: 1/4/10

~~[PROPOSED]~~ ORDER



---

THE HONORABLE JEREMY FOGEL  
UNITED STATES DISTRICT COURT JUDGE FOR  
THE NORTHERN DISTRICT OF CALIFORNIA

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ATTESTATION OF FILER CONCERNING SIGNATURE**

In accordance with general Order No. 45, Section X, the filer of this document hereby attests that concurrence in the filing of this document has been obtained from each of the signatories listed above.

DATED: December 30, 2009.

WEIL, GOTSHAL & MANGES LLP

\_\_\_\_\_/s/\_\_\_\_\_  
DANA K. POWERS

Attorneys for Defendant  
PDL BIOPHARMA, INC.