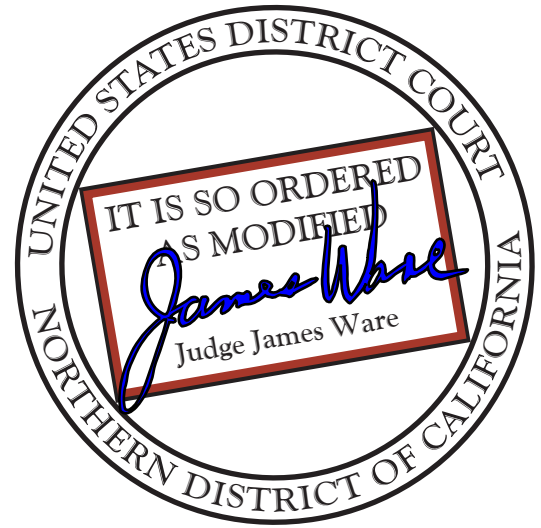


1 RALPH A. CAMPILLO (Bar No. 70376)  
 2 MARIO HORWITZ (Bar No. 110965)  
 3 SEDGWICK, DETERT, MORAN & ARNOLD LLP  
 4 801 South Figueroa Street, 19th Floor  
 5 Los Angeles, California 90017-5556  
 Telephone: (213) 426-6900  
 Facsimile: (213) 426-6921  
 Email: ralph.campillo@sdma.com  
 mario.horwitz@sdma.com



6 Attorneys for Defendants  
 7 HOWMEDICA OSTEONICS CORP.  
 AND STRYKER CORPORATION

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

11 LAWRENCE PEARSON and MICHELLE  
 12 PEARSON,  
 13  
 14 Plaintiffs,  
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 16 v.  
 17 STRYKER CORPORATION and  
 18 HOWMEDICA OSTEONICS  
 CORPORATION d/b/a STRYKER  
 ORTHOPAEDICS,  
 19  
 20 Defendants.

CV 09 – 0221 JW (PVT)  
**STIPULATION FOR CONTINUANCE OF  
 CASE MANAGEMENT CONFERENCE**

*[Declaration of Mario Horwitz filed  
 concurrently]*

Case Mgmt. Conf.: Sept. 28, 2009  
 Complaint Filed: Jan. 16, 2009

21 The parties, through their respective counsel, wish to undertake early exploration of  
 22 alternatives to litigation, and therefore jointly request that the Case Management Conference  
 23 currently scheduled for September 28, 2009 be continued for a period of 30-60 days.

24 Plaintiffs intend to grant defendant a corresponding extension of time within which to  
 25 respond to the Complaint, in order to postpone motion practice during this period of time.

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IT IS SO AGREED AND STIPULATED.

Pursuant to General Order 45, Section X.B., Mario Horwitz hereby attests that concurrence in the filing of this document has been obtained from each of the other signatories.

DATED: August 4, 2009

SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: /s/ Mario Horwitz  
Ralph A. Campillo  
Mario Horwitz  
Attorneys for Howmedica Osteonics Corp.  
and Stryker Corporation

DATED: August 4, 2009

LEVIN SIMES KAISER & GORNICK

By: /s/ Rachel Abrams  
Rachel Abrams  
Attorneys for Plaintiffs Lawrence and Michelle  
Pearson

DATED: August 4, 2009

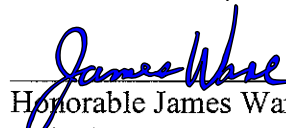
AYLSTOCK, WITKIN, KREIS  
& OVERHOLTZ, PLLC

By: /s/ Douglas A. Kreis  
Neil D. Overholz  
Douglas A. Kreis  
Attorneys for Plaintiffs Lawrence and Michelle  
Pearson

**IT IS SO ORDERED AS MODIFIED:**

The case management conference is continued to **November 16, 2009 at 10:00 AM**. The parties shall file a joint case management conference statement by **November 6, 2009**. The statement shall comply with the Court's Standing Order for submitting a Case Management statement as well as update the Court on the parties' efforts to resolve this matter.

DATED: August 12, 2009

  
Honorable James Ware  
United States District Court Judge

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**CERTIFICATE OF SERVICE**

**(Pearson v. Stryker Corp., et al., Case No CV 09-00221 JW (PVT))**

I hereby certify that I served the foregoing **STIPULATION FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE** on the following attorneys on the date noted below via the following method:

Method:  US Mail, postage prepaid  
 Facsimile  
 Hand Delivery  
 Overnight Delivery

Lawrence J. Gornick (SBN 136290) Debra DeCarli (SBN 237642) Rachel Abrams (SBN 209316) LEVIN SIMES KAISER & GORNICK LLP 44 Montgomery Street, 36th Floor San Francisco, CA 94104	Telephone: (415) 646-7160 Facsimile: (415) 981-1270 email: <a href="mailto:ddecarli@lskg-law.com">ddecarli@lskg-law.com</a> email: <a href="mailto:rabrams@lskg-law.com">rabrams@lskg-law.com</a> Attorney for Plaintiffs Lawrence Pearson and Michelle Pearson
Neil D. Overholtz, Esq. (SBN 0188761) Douglas A. Kreis, Esq. (SBN 0129704) AYLSTOCK, WITKIN, KREIS & OVERHOLTZ, PLLC 803 North Palafox Street Pensacola, FL 32501	Telephone: (850) 916-7450 Facsimile: (850) 916-7449 email: <a href="mailto:dkreis@awkolaw.com">dkreis@awkolaw.com</a> email: <a href="mailto:noverholtz&amp;awkolaw.com">noverholtz&amp;awkolaw.com</a> Attorney for Plaintiffs Lawrence Pearson and Michelle Pearson

DATED this 4th day of August, 2009

**SEDGWICK, DETERT, MORAN AND ARNOLD LLP**

By: \_\_\_\_\_

*Jean Johnson*  
JEANINE JOHNSON