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17 Attorneys for Plaintiff **GENENTECH, INC.** Attorneys for Defendant  
 18 THE TRUSTEES OF THE UNIVERSITY OF  
 PENNSYLVANIA

19 **UNITED STATES DISTRICT COURT**  
 20 **NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

21 GENENTECH, INC.,	)	Case No: 5:10-CV-2037-LHK(PSG)
	)	
22 Plaintiff and Counter-Claim	)	
23 Defendant	)	
	)	
24 vs.	)	<b>STIPULATED AGREEMENT ON</b>
	)	<b>BRIEFING SCHEDULE CHANGE FOR</b>
25 THE TRUSTEES OF THE UNIVERSITY OF	)	<b>RESPONSE TO THE UNIVERSITY OF</b>
PENNSYLVANIA, a Pennsylvania non-profit	)	<b>PENNSYLVANIA'S LETTER BRIEF</b>
26 corporation,	)	<b>MOTIONS FILED OCTOBER 11, 2011</b>
	)	
27 Defendant and Counter-Claim	)	
28 Plaintiff	)	

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**STIPULATED AGREEMENT ON OPPOSITION BRIEFING SCHEDULE**

WHEREAS, on October 11, 2011, defendant, the University of Pennsylvania (“Penn”) filed a Letter Brief Motion to Compel Re: Roche Documents and noticed the hearing date for October 18, 2011;

WHEREAS, pursuant to the Court's June 7, 2011 Order, Genentech’s response to Penn’s motion would be due this Friday, October 14, 2001;

WHEREAS, Genentech’s lead counsel who handled the meet and confer process on the issues raised in Penn’s motion is unavailable this week due to a trial in another matter;

WHEREAS Genentech has requested and Penn has agreed to a short extension for Genentech to file its response by Friday, October 21, 2011; and

THE PARTIES NOW THEREFORE AGREE, that Genentech will file and serve its oppositions to Penn’s motion by Friday, October 21, 2011.

SO STIPULATED:

Dated: October 14, 2011

Respectfully submitted,  
SIDLEY AUSTIN LLP

By:  /s/ Samuel Tiu \_\_\_\_\_

Samuel Tiu (#216291)  
Attorneys for Plaintiff and Counterclaim-  
Defendant GENENTECH, INC.

Dated: October 14, 2011

Respectfully submitted,  
IRELL & MANELLA LLP

By:  /s/ Raymond LaMagna \_\_\_\_\_

Jason Sheasby (#205455)  
Raymond LaMagna (#244821)  
Attorneys for Defendant and Counterclaimant  
THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA

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PURSUANT TO STIPULATION, IT IS HEREBY BY ORDERED that:

Genentech will file and serve its oppositions to Penn's October 11 Motion by Friday, October 21, 2011. Penn's motion will be calendared for the hearing date of \_\_November 1\_\_, 2011 at 2:00 p.m.

IT IS SO ORDERED

Dated: October 17, 2011

By: Paul S. Grewal  
Honorable Paul S. Grewal  
United States Magistrate Judge

1 **SIGNATURE ATTESTATION**

2  
3 Pursuant to General Order 45(X), I hereby attest that concurrence in the filing of the  
4 attached document has been obtained from Raymond LaMagna, counsel to the University of  
5 Pennsylvania, and from Samuel Tiu, counsel to Genentech, Inc.

6 By:     /s/ James A. High Jr.    

7  
8 James A. High Jr. (#240781)  
9 Attorneys for Plaintiff and Counterclaim-  
10 Defendant GENENTECH, INC.