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8 Lead Counsel for Plaintiff

9 [Additional counsel appear on signature page.]

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

13	In re CELERA CORP. SEC. LITIG.	)	No. 5:10-cv-02604-EJD(HRL)
14	_____	)	
14	This Document Relates To:	)	<u>CLASS ACTION</u>
15		)	AMENDED
15		)	STIPULATION AND <del>PROPOSED</del> ORDER
16	ALL ACTIONS.	)	CONTINUING AUGUST 1, 2014 CASE
16	_____	)	MANAGEMENT CONFERENCE

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1           WHEREAS, a Case Management Conference is scheduled before the Court for August 1,  
2 2014 at 10:00 a.m.;

3           WHEREAS, as set forth in the parties' stipulation filed on June 3, 2014, the parties reached a  
4 tentative agreement in principle to settle this action in late May 2014, subject to class notice and  
5 court approval;

6           WHEREAS, as set forth in the parties' July 25, 2014 Joint Case Management Statement, the  
7 parties had not yet finalized the terms of a settlement;

8           WHEREAS, on July 30, 2014, the parties agreed to submit the resolution of the outstanding  
9 terms of a settlement to a binding determination by their mediator (the Honorable Layn R. Phillips  
10 (Ret.));

11           WHEREAS, pursuant to Civil L.R. 6-2(a)(2), the following are previous time modifications  
12 in this action: (i) July 8, 2010 Order (J. Ware) extending the Celera Defendants' time to respond to  
13 the complaint until after the appointment of Lead Plaintiff (Dkt. No. 7); (ii) November 2, 2010 Order  
14 (J. Ware) continuing the case management conference from November 15, 2010 to March 7, 2011  
15 (Dkt. No. 27); (iii) February 18, 2011 Clerk's Notice continuing the hearing on the Celera  
16 Defendants' motion to dismiss and the case management conference from March 7, 2011 until  
17 March 28, 2011 (Dkt. No. 36); (iv) March 24, 2011 Order (J. Ware) vacating the hearing on the  
18 Celera Defendants' motion to dismiss and continuing the case management conference, and also  
19 setting a schedule for the filing of, briefing of, and hearing on Lead Plaintiff's Second Amended  
20 Consolidated Complaint (Dkt. No. 40); (v) June 16, 2011 Order (J. Davila) setting a schedule for the  
21 filing of, briefing of, and hearing on Lead Plaintiff's Second Amended Consolidated Complaint  
22 (Dkt. No. 47); (vi) August 24, 2011 Clerk's Notice setting case management conference for  
23 December 2, 2011 (Dkt. No. 54); (vii) November 23, 2011 Order (J. Davila) continuing the case  
24 management conference scheduled for December 2, 2011 (Dkt. No. 61); (viii) September 14, 2012  
25 Order (J. Davila) extending time for the Celera Defendants to answer or otherwise respond to the  
26 Second Amended Consolidated Complaint (Dkt. No. 67); (ix) October 5, 2012 Order (J. Davila)  
27 extending time for the Rule 26(f) Conference and for parties to file their Joint Case Management  
28 Statement and the case management conference to November 9, 2012 (Dkt. No. 71); (x) November

1 7, 2012 Order (J. Davila) extending the deadline for Lead Plaintiff to file a motion to strike the  
2 Celera Defendants' Answer, or portions thereof, to November 29, 2012 (Dkt. No. 77); (xi) December  
3 17, 2012 Order (J. Davila) extending the deadline to amend the Celera Defendants' Answer without  
4 leave of Court to January 7, 2013 (Dkt. No. 80); (xii) January 7, 2013 Order (J. Davila) extending  
5 deadline to amend the Celera Defendants' Answer to January 29, 2013 (Dkt. No. 89); (xiii) April 3,  
6 2013 Stipulation and Order to Modify Case Management Order (Dkt. No. 92); (xiv) September 24,  
7 2013 Stipulation and Order to Modify Case Management Order (Dkt. No. 109); (xv) Stipulation and  
8 Order Re Briefing Schedule for Class Certification Motion and Celera Defendants' Answer to Third  
9 Amended Complaint (Dkt. No. 121); and (xvi) March 18, 2014 Order (J. Davila) Granting  
10 Stipulation to Amend September 23, 2013 Case Management Order (Dkt. No. 148).

11 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties,  
12 that the Case Management Conference scheduled before the Court for August 1, 2014, be continued  
13 to September 5, 2014 at 10:00 a.m., or a date convenient for the Court thereafter, in the event the  
14 parties are not able to submit a stipulation of settlement to the Court before that date.

15 DATED: July 31, 2014

ROBBINS GELLER RUDMAN  
& DOWD LLP  
WILLOW E. RADCLIFFE  
AELISH M. BAIG  
SUNNY S. SARKIS

s/ Willow E. Radcliffe  
\_\_\_\_\_  
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DATED: July 31, 2014

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DATED: July 31, 2014

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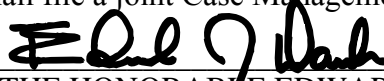
1 I, Willow E. Radcliffe, am the ECF User whose ID and password are being used to file this  
2 Stipulation and [Proposed] Order Continuing August 1, 2014 Case Management Conference. In  
3 compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Stephen D. Hibbard and Timothy T.  
4 Scott have concurred in this filing.

5 s/ Willow E. Radcliffe  
6 WILLOW E. RADCLIFFE

7 \* \* \*

8 **ORDER**

9 IT IS SO ORDERED. The parties shall file a joint Case Management Conference  
10 Statement on or before August 29, 2014.  
11 DATED: 7/31/2014

12   
13 THE HONORABLE EDWARD J. DAVILA  
14 UNITED STATES DISTRICT COURT JUDGE  
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CERTIFICATE OF SERVICE

I hereby certify that on July 31, 2014, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on July 31, 2014.

s/ Willow E. Radcliffe  
WILLOW E. RADCLIFFE

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## Mailing Information for a Case 5:10-cv-02604-EJD In re: "Celera Corporation Securities Litigation."

### Electronic Mail Notice List

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### Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

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