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Counsel listed on signature page.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ABAXIS, INC.,

Plaintiff-
Counterdefendant,

v.

CEPHEID,

Defendant-
Counterclaimant.

Case No. C 10-2840 LHK

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING (1) CEPHEID'S
TIME TO FILE ITS ANSWER AND
AMENDED COUNTERCLAIMS TO
AMENDED COMPLAINT, AND (2)
ABAXIS' TIME TO FILE ITS RESPONSE
TO COUNTERCLAIMS**

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

Defendant-Counterclaimant Cepheid ("Cepheid") and Plaintiff-Counterdefendant Abaxis, Inc.'s ("Abaxis") submit the following stipulation and proposed order extending Cepheid's time to file and serve its answer and amended counterclaims to Abaxis' Amended Complaint, and extending Abaxis' time to file and serve a response to Cepheid's amended counterclaims:

1. The time for Cepheid's answer and amended counterclaims to Abaxis' Amended Complaint which was filed on November 19, 2010 shall be extended by two weeks from December 3, 2010 to December 17, 2010; and

2. The time for Abaxis to response to Cepheid's amended counterclaims shall be extended by two weeks from December 31, 2010 to January 14, 2011.

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STIPULATION AND ~~PROPOSED~~ ORDER
EXTENDING TIMES

CASE NO. C 10-2840 LHK

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IT IS SO STIPULATED.

Dated: December 2, 2010

COOLEY LLP

FENWICK & WEST LLP

/s/ Adam M. Pivovar

/s/ Ryan Tyz

Ricardo Rodriguez (Bar No. 173003)
Adam M. Pivovar (Bar No. 246507)
Attorneys for Plaintiff and Counterdefendant
ABAXIS INC.

Lynn H. Pasahow (Bar No. 54283)
Carolyn Chang (Bar No. 217933)
Ryan Tyz
Attorneys for Defendant and Counterclaimant
CEPHEID

ORDER

Pursuant to the stipulation of the parties and good cause appearing therefore;

PURSUANT TO STIPULATION IT IS SO ORDERED.

Dated: December 3, 2010



Lucy H. Koh
United States District Judge

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW