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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN JOSE DIVISION)

ABAXIS, INC.,
Plaintiff and Counter-Defendant,
v.
CEPHEID,
Defendant and Counter-Claimant.

Civil Case No. 10-2840 LHK (HRL)

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINES FOR
MEDIATION AND JOINT CASE
MANAGEMENT STATEMENT**

WHEREAS the Court previously referred the parties to private mediation and ordered the mediation be completed by August 15, 2011 (Dkt No. 44);

WHEREAS the Court also set August 31, 2011 as the date for the next Case Management Conference (*id.*), and the parties' Joint Case Management Statement in advance of the Case Management Conference is due August 24, 2011 pursuant to Civ. L.R. 16-10(d);

WHEREAS to coordinate the schedules of the parties and the mediator, the parties have identified August 25, 2011 as the best date for the mediation, and have reserved the date with the mediator;

NOW THEREFORE, pursuant to Civil Local Rules 6-1 and 6-2, the parties respectfully submit the following stipulation and proposed order extending the deadlines for the events set forth below concerning the private mediation and submission of the Joint Case Management Statement:

1. The time for completion of the private mediation shall be extended from August 15, 2011 to August 25, 2011.
2. The time for submission of a Joint Case Management Statement in advance of the

1 Case Management Conference set for August 31, 2011 shall be extended from August 24, 2011 to
2 August 26, 2011.

3 All other dates shall be unaffected.

4
5 **IT IS SO STIPULATED.**

6 Dated: June 8, 2011

Dated: June 8, 2011

7
8 COOLEY LLP

FISH & RICHARDSON PC

9 /s/ Adam M. Pivovar
Ricardo Rodriguez (Bar No. 173003)
10 Adam M. Pivovar (Bar No. 246507)
Attorneys for Plaintiff and Counterdefendant
11 ABAXIS INC.

/s/ Limin Zheng
Steven Carlson (Bar No. 206451)
12 Limin Zheng (Bar No. 226875)
Attorneys for Defendant and Counterclaimant
13 CEPHEID

14 **[PROPOSED] ORDER**

15 Pursuant to the stipulation of the parties and good cause appearing,

16 **IT IS SO ORDERED.**

17 Dated: June 9, 2011


18 _____
Lucy H. Koh
19 United States District Judge

1 Pursuant to the Northern District of California Electronic Filing Procedures and General
2 Order No. 45, I attest that concurrence in the filing of this document has been obtained from the
3 signatories listed above.

4
5 Dated: June 8, 2011 FISH & RICHARDSON P.C.

6 By: /s/ Limin Zheng
7 Limin Zheng
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