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 7 XENOPORT, INC., RONALD W. BARRETT, WILLIAM J.
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 8 DAVID R. SAVELLO

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

12 IN RE XENOPORT, INC. SECURITIES
 13 LITIGATION

Case No. 10-CV-3301 RMW

**STIPULATION AND ORDER
 CONTINUING CASE MANAGEMENT
 CONFERENCE**

Date: April 29, 2011
 Time: 10:30 a.m.
 Judge: Hon. Ronald M. Whyte

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1 **STIPULATION**

2 THE PARTIES stipulate as follows:

3 This matter is a class action under the federal securities laws and is subject to a stay of
4 discovery under the Private Securities Litigation Reform Act of 1995. 15 U.S.C. §78u-4(b)(3)(B).
5 A Case Management Conference is currently set for April 29, 2011.

6 The parties respectfully submit that any case management conference in this matter would
7 be premature and would not benefit the Court or the parties both because discovery is stayed and
8 defendants' motion to dismiss plaintiff's consolidated complaint is currently pending before the
9 Court.

10 Accordingly, the parties jointly request that the Court take the April 29, 2011 Case
11 Management Conference off calendar, to be rescheduled after the discovery stay is lifted.

12 IT IS SO STIPULATED.

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14 Dated: April 22, 2011

COOLEY LLP

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16 _____ /s/
17 Adam Trigg (261498)
18 Attorneys for Defendants
19 XENOPORT, INC., RONALD W. BARRETT,
20 WILLIAM J. RIEFLIN, DAVID A. STAMLER,
21 MARK A. GALLOP and DAVID R. SAVELLO

HARWOOD FEEFFER LLP

22 _____ /s/
23 Samuel K. Rosen
24 Co-Lead Class Counsel

25 I, Adam Trigg, am the ECF User whose ID and password are being used to file this Stipulation
26 and [Proposed] Order Continuing Case Management Conference. In compliance with General
27 Order 45, X.B., I hereby attest that Samuel Rosen has concurred in this filing.

28 _____ /s/
Adam Trigg

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ORDER

Pursuant to the stipulation of the parties, the April 29, 2011 Case Management Conference is continued and will be rescheduled if necessary after the discovery stay is lifted. No Case Management Statement is currently due.

IT IS SO ORDERED.

DATED: 04/28/2011



THE HONORABLE RONALD M. WHYTE
UNITED STATES DISTRICT JUDGE