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DAVID R. SAVELLO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE XENOPORT, INC. SECURITIES  
LITIGATION

Case No. 5:10-CV-3301 RMW

**STIPULATION AND  ORDER  
RESETTING HEARING ON DEFENDANTS'  
MOTION TO DISMISS FIRST AMENDED  
COMPLAINT**

Date: September 30, 2011  
Time: 9:00 a.m.  
Judge: Hon. Ronald M. Whyte

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**STIPULATION**

THE PARTIES stipulate as follows:

The hearing on Defendants' Motion to Dismiss First Amended Complaint, originally scheduled for September 23, 2011, and reset for September 30, 2011, is reset for October 28, 2011.

IT IS SO STIPULATED.

Dated: September 23, 2011

COOLEY LLP

\_\_\_\_\_  
/s/ Adam C. Trigg  
Adam C. Trigg (261498)

Attorneys for Defendants  
XENOPORT, INC., RONALD W. BARRETT,  
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\_\_\_\_\_  
/s/ Samuel K. Rosen  
Samuel K. Rosen  
Harwood Feffer LLP  
488 Madison Avenue, 8th Floor  
New York, NY 10022

Co-Lead Class Counsel for Lead Plaintiff  
IE-CHEN CHENG

I, Adam Trigg, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Resetting Hearing on Defendants' Motion to Dismiss First Amended Complaint. In compliance with General Order 45, X.B., I hereby attest that Samuel K. Rosen has concurred in this filing.

\_\_\_\_\_  
/s/ Adam C. Trigg  
Adam C. Trigg

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**ORDER**

Pursuant to the stipulation of the parties, the September 30, 2011, hearing on Defendants' Motion to Dismiss First Amended Complaint is reset for October 28, 2011, at 9:00 A.M.

IT IS SO ORDERED.

DATED: \_\_\_\_\_



\_\_\_\_\_  
THE HONORABLE RONALD M. WHYTE  
UNITED STATES DISTRICT JUDGE