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 9 **MARION BRADSHAW**

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

11 **MARION BRADSHAW,**  
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 13 Plaintiff,  
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 15 vs.  
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 17 **BD BIOSCIENCES, INC., et al.;**  
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 19 Defendants

**Case No. CV 10-03391 LHK**

**STIPULATION RE: LEAVE TO AMEND  
 COMPLAINT; ~~PROPOSED~~ ORDER**

Trial Date: August 8, 2011

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COME NOW THE PARTIES and hereby stipulate that Plaintiff be granted leave to file the First Amended Complaint for Damages that was attached to her Motion for Leave to Amend, and, by so stipulating, Defendant does not concede the validity of any of Plaintiff's causes of action, admit any of the facts set forth in the First Amended Complaint, or waive any available defenses to any claims in Plaintiff's First Amended Complaint.

The Parties further agree and stipulate that, in the event that the parties are unable to resolve the matter at mediation, which is scheduled for March 16, 2011, Plaintiff shall file her First Amended Complaint for Damages no later than March 18, 2011. In the event that the Parties are able to resolve the matter at mediation, Plaintiff shall file a Notice of Settlement with the Court no later than Monday, March 21, 2011.

