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Attorneys for Plaintiffs  
 HELICOS BIOSCIENCES CORPORATION and  
 FALVEY CARGO UNDERWRITING, LTD.

IN THE UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

HELICOS BIOSCIENCES  
 CORPORATION, a corporation; FALVEY  
 CARGO UNDERWRITING, LTD., a  
 corporation;

Plaintiffs,

v.

FEDERAL EXPRESS CORPORATION, a  
 corporation d.b.a. FEDEX EXPRESS;

Defendants.

Case No.: CV 13-02495

~~PROPOSED~~ ORDER GRANTING LEAVE  
 TO FILE FIRST AMENDED COMPLAINT

Good cause appearing therefore, plaintiffs are hereby given leave to file the First Amended Complaint appended to the stipulation of the parties submitted to the Court. Defendant shall have the option of allowing its answer on file herein to stand as the answer to the First Amended Complaint, or may file a new answer to the First Amended Complaint within 14 days of the filing of the First Amended Complaint.

**IT IS SO ORDERED.**

Dated: October 8, 2013

HOWARD R. LLOYD

UNITED STATES MAGISTRATE JUDGE

~~PROPOSED~~ ORDER GRANTING LEAVE TO FILE FIRST AMENDED COMPLAINT  
 Case No.: CV 13-02495; Our File No. 5721.29