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9 *Kurt A. Gustafson, Francois Lebel, William L. Ashton,*
10 *Nora E. Brennan, Seth H.Z. Fischer, Jeffrey L. Vacirca,*
11 *Dolatrai M. Vyas, Bernice R. Welles, Stuart Krassner,*
12 *Raymond W. Cohen, Gilles R. Gagnon, Anthony E.*
13 *Maida, and Elizabeth A. Czerepak and for*
14 *Nominal Defendant Spectrum Pharmaceuticals Inc*

15 **UNITED STATES DISTRICT COURT**

16 **DISTRICT OF NEVADA**

17 MARK CSABA, Derivatively on Behalf of
18 SPECTRUM PHARMACEUTICALS INC.,

19 Plaintiff,

20 v.

21 JOSEPH W. TURGEON, KURT A.
22 GUSTAFSON, FRANCOIS LABEL,
23 WILLIAM L. ASHTON, NORA E.
24 BRENNAN, SETH H.Z. FISCHER, JEFFREY
25 L. VACIRCA, DOLATRAI M. VYAS,
26 BERNICE R. WELLES, STUART
27 KRASSNER, RAYMOND W. COHEN,
28 GILLES R. GAGNON, ANTHONY E.
MAIDA, AND ELIZABETH A. CZEREPAK,

Defendants,

and

SPECTRUM PHARMACEUTICALS INC.,

Nominal Defendant.

CASE NO. 2:21-CV-02202-JCM-BNW

**STIPULATION AND
ORDER GRANTING DISMISSAL OF
PLAINTIFF'S VERIFIED DERIVATIVE
COMPLAINT**

Plaintiff Mark Csaba, ("Plaintiff") derivatively and on behalf of nominal defendant Spectrum Pharmaceuticals Inc. ("Spectrum" or the "Company"), and defendants Joseph W. Turgeon, Kurt A. Gustafson, Francois Lebel, William L. Ashton, Nora E. Brennan, Seth H.Z. Fischer, Jeffrey L. Vacirca, Dolatrai M. Vyas, Bernice R. Welles, Stuart Krassner, Raymond W.

1 Cohen, Gilles R. Gagnon, Anthony E. Maida, and Elizabeth A. Czerepak (“Defendants” and
2 together with the Plaintiff and Spectrum, the “Parties”) jointly submit this Stipulation
3 (“Stipulation”), and in support thereof state as follows:

4 **WHEREAS**, on December 15, 2021, Plaintiff filed the above-captioned action purportedly
5 in the right, and for the benefit, of Spectrum against Defendants (the “Action”);

6 **WHEREAS**, on or about July 31, 2023, Spectrum completed a merger transaction that
7 resulted in Plaintiff no longer being a stockholder of the Company and, accordingly, no longer
8 having standing to pursue derivative claims on the Company’s behalf; and

9 **WHEREAS**, the Parties hereby certify that no compensation in any form has passed
10 directly or indirectly to Plaintiff or its attorneys in the Action and no promise to give any such
11 compensation has been made;

12 **IT IS HEREBY STIPULATED AND AGREED** by the parties hereto that pursuant to
13 Federal Rules of Civil Procedure 23.1(c) and 41(a), this Action is dismissed.

14 JULIE & HOLLEMAN LLP

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15 By: /s/ Garam Choe
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Vyas, Bernice R. Welles, Stuart Krassner,
Raymond W. Cohen, Gilles R. Gagnon,
Anthony E. Maida, and Elizabeth A.
Czerepak and for Nominal Defendant
Spectrum Pharmaceuticals Inc.*

20 *Attorneys for Plaintiff*

23 **IT IS SO ORDERED.**

24 *James C. Mahan*
25 UNITED STATES DISTRICT COURT JUDGE

26 DATED: October 23, 2024

27 CASE NO. 2:21-CV-02202-JCM-BNW
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