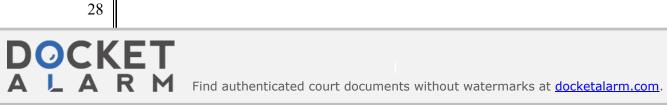
Case 3:19-cv-00977-RS Document 25 Filed 05/03/19 Page 1 of 3

1	ERIK J. OLSON (CA SBN 175815)	Vernon M. Winters (SBN 130128)
2	EJOlson@mofo.com ERIC C. PAI (CA SBN 247604)	Sue Wang (SBN 286247) SIDLEY AUSTIN LLP
	EPai@mofo.com MORRISON & FOERSTER LLP	555 California Street, Suite 2000
3	755 Page Mill Road	San Francisco, CA 94104-1503 Telephone: (415) 772-1200
4	Palo Alto, California 94304-1018 Telephone: (650) 813.5600	Facsimile: (415) 772-7400 vwinters@sidley.com
5	Facsimile: (650) 494.0792	Ç ,
6	Attorneys for Plaintiff	Nicholas Groombridge (<i>pro hac vice</i>) Eric A. Stone (<i>pro hac vice</i>)
	SANDOZ INC.	Jennifer H. Wu (pro hac vice)
7		PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP
8		1285 Avenue of the Americas New York, NY 10019-6064
9		Telephone: (212) 373-3000
10		Facsimile: (212) 757-3990 ngroombridge@paulweiss.com
		6 6 61
11		Wendy A. Whiteford (SBN 150283) Lois M. Kwasigroch (SBN 130159)
12		AMGEN INC. One Amgen Center Drive
13		Thousand Oaks, CA 91320-1789
14		Telephone: (805) 447-1000 Facsimile: (805) 447-1010
15		wendy@amgen.com
		Attorneys for Defendants
16		AMGEN INC. and AMGEN MANUFACTURING, LIMITED
17		,
18	UNITED STATES DISTRICT COURT	
19	NORTHERN DISTRICT OF CALIFORNIA	
20	SAN FRANCISCO DIVISION	
21		
22	SANDOZ INC.,	Case No. 3:19-cv-00977-RS
23	Plaintiff,	AMENDED STIPULATION AND
24	v.	ORDER STAYING DISCOVERY AND DISCLOSURES
25	AMGEN INC. and AMGEN	
26	MANUFACTURING, LIMITED,	
27	Defendants.	
28		



1	Pursuant to Civil Local Rule 7-12, Plaintiff Sandoz Inc. ("Sandoz") and Defendants		
2	Amgen Inc. and Amgen Manufacturing, Limited (collectively, "Amgen"), through their		
3	undersigned counsel, hereby stipulate as follows:		
4	WHEREAS, Sandoz filed a Complaint for Declaratory Judgment of Patent		
5	Noninfringement and Invalidity (ECF No. 1) with respect to Sandoz's biosimilar filgrastim and		
6	pegfilgrastim products on February 21, 2019;		
7	WHEREAS, Amgen filed a Motion to Dismiss (ECF No. 22) on April 24, 2019;		
8	WHEREAS, Sandoz intends to oppose the Motion to Dismiss;		
9	WHEREAS, the parties agree that it would promote judicial economy and conserve the		
10	resources of the Court and the parties to defer discovery and disclosures until after the Motion to		
11	Dismiss is resolved;		
12	NOW, THEREFORE, the parties hereby stipulate and request that the Court stay		
13	discovery and disclosures as follows:		
14	1. While the Motion to Dismiss is pending, all deadlines shall be stayed for: (a)		
15	responding to discovery requests pursuant to Fed. R. Civ. P. 26 through 37; (b) initial disclosures		
16	pursuant to Fed. R. Civ. P. 26(a)(1); and (c) contentions and disclosures pursuant to Patent Local		
17	Rules 3-1 through 3-9.		
18	2. If the Motion to Dismiss is denied, the parties shall promptly meet and confer on a		
19	schedule for completing the stayed discovery and disclosures, with the deadlines for disclosures		
20	and contentions beginning no later than 30 days after the ruling on the Motion to Dismiss. The		
21	parties shall submit their proposed schedule to the Court within 10 days after the ruling on the		
22	Motion to Dismiss.		
23	Dated: May 1, 2019 MORRISON & FOERSTER LLP		
24	MORRISON & POLKSTER LEI		
25	By: <u>/s/ Erik J. Olson</u> Erik J. Olson		
26 27	Attorneys for Plaintiff		
- /	SANDOZ INC.		



