

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

)	
GENENTECH, INC. and CITY OF HOPE,)	
)	
Plaintiffs and Counterclaim)	
Defendants,)	
)	
v.)	C.A. No. 17-1672-GMS
)	
PFIZER INC.,)	
)	
Defendant and Counterclaim)	
Plaintiff.)	

STIPULATION AND PROPOSED ORDER REGARDING AMENDED COMPLAINT

WHEREAS, on November 17, 2017, Plaintiffs Genentech, Inc. and City of Hope (collectively, “Plaintiffs”) filed the above-captioned action against Defendant Pfizer Inc. (“Pfizer”);

WHEREAS, in the Joint Status Report, D.I. 15 at p. 10, and Supplemental Joint Status Report, D.I. 16 at p. 2, the parties jointly proposed a deadline for Plaintiffs to file an Amended Complaint reflecting case narrowing; and

WHEREAS, Plaintiffs seek leave to amend the complaint (D.I. 1) in this action to reflect such case narrowing, and Pfizer does not oppose such amendment;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties and subject to the Court’s approval, that pursuant to Fed. R. Civ. P. 15(a) and D. Del. L.R. 15.1, and in the interests of judicial efficiency, the proposed amended pleading attached hereto as Exhibit A shall be docketed by the Court as the amended pleading and shall be deemed served upon filing. A form of the amended pleading indicating in what respect it differs from the pleading which it amends is attached as Exhibit B.

/s/ Jason J. Rawnsley

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*Counsel for Plaintiffs Genentech, Inc. and
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Dated: March 23, 2018

SO ORDERED this _____ day of _____, 2018.

/s/ Dominick T. Gattuso

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Counsel for Defendant Pfizer Inc.

The Honorable Gregory M. Sleet
Senior Judge
United States District Court
District of Delaware