

1 Bruce G. Chapman (SBN 164,258)
bchapman@cblh.com

2 Keith D. Fraser (SBN 216,279)
kfraser@cblh.com

3 **CONNOLLY BOVE LODGE
& HUTZ LLP**

4 333 S. Grand Avenue, Suite 2300
Los Angeles, CA 90071

5 Telephone: (213) 787-2500
Facsimile: (213) 687-0498

6 Diane B. Elderkin (*pro hac vice*)
delderkin@akingump.com

7 Barbara L. Mullin (*pro hac vice*)
bmullin@akingump.com

8 **AKIN GUMP STRAUSS HAUER &
FELD LLP**

9 Two Commerce Square, Suite 4100
2001 Market Street

10 Philadelphia, PA 19103

11 Telephone: (215) 965-1200
Facsimile: (215) 965-1210

12 Attorneys for CENTOCOR ORTHO
13 BIOTECH, INC., GLOBAL
14 PHARMACEUTICAL SUPPLY GROUP,
15 LLC, CENTOCOR BIOLOGICS, LLC,
16 JOM PHARMACEUTICAL SERVICES,
17 INC. and CENTOCOR, INC.

Mark A. Pals, P.C. (*pro hac vice*)
mpals@kirkland.com

Marcus E. Sernel (*pro hac vice*)
msernel@kirkland.com

KIRKLAND & ELLIS LLP

300 North LaSalle Street
Chicago, IL 60654

Telephone: (312) 862-2000
Facsimile: (312) 862-2200

Daralyn J. Durie (SBN 169825)
ddurie@durietangri.com

Mark Lemley (SBN 155830)
mlemley@duretangri.com

DURIE TANGRI LLP

332 Pine Street, Suite 200
San Francisco, CA 94104

Telephone: (415) 362-6666
Facsimile: (415) 236-6300

Attorneys for GENENTECH, INC.
David I. Gindler (117824)

dgindler@irell.com
Joseph M. Lipner (155735)

IRELL & MANELLA LLP

1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067-4276

Telephone: (310) 277-1010
Facsimile: (310) 203-7199

Attorneys for CITY OF HOPE and
CITY OF HOPE NATIONAL
MEDICAL CENTER

18 UNITED STATES DISTRICT COURT
19 CENTRAL DISTRICT OF CALIFORNIA
20 WESTERN DIVISION

20 CENTOCOR ORTHO BIOTECH, INC.,

21 Plaintiff and Counter-
22 Defendant,

23 v.

23 GENENTECH, INC., and CITY OF
24 HOPE,

24 Defendants and Counter-
25 Plaintiffs,

26 AND RELATED COUNTER AND
27 THIRD-PARTY AFFILIATES.

Case No. CV 08-03573 MRP (JEMx)

**ORDER OF DISMISSAL
OF ENTIRE ACTION WITH PREJUDICE**

Judge: Hon. Mariana R. Pfaelzer
Ctrm: 12

JS-6

[PROPOSED] ORDER OF DISMISSAL OF ENTIRE ACTION
WITH PREJUDICE / Case No. CV 08-03573 MRP (JEMx)

1 Having considered the Stipulation of Dismissal of Entire Action with
2 Prejudice filed jointly by the parties on August 30, 2010 pursuant to Federal Rule
3 of Civil Procedure 41(a)(1),

4 IT IS HEREBY ORDERED THAT:

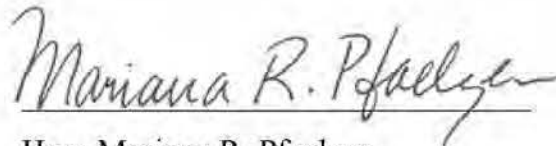
5 1. The above-captioned action (including without limitation all claims and
6 counterclaims asserted in the action) is dismissed in its entirety with prejudice.

7 2. All pending motions are deemed withdrawn and moot.

8 3. Each party shall bear its own legal expenses, including without
9 limitation, attorneys' fees and costs.

10
11 IT IS SO ORDERED.

12
13 Dated: September 01, 2010



14 Hon. Mariana R. Pfaelzer
15 United States District Judge
16
17
18
19
20
21
22
23
24
25
26
27
28