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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BIOSCIENCE ADVISORS, INC.,

Plaintiff,
v.

UNITED STATES SECURITIES AND
EXCHANGE COMMISSION, *et al.*,

Defendants.

Civil Action No. 4:21-CV-0866-HSG

**STIPULATION AND ORDER RE
AMENDMENT AND BRIEFING
SCHEDULE** (as modified)

Plaintiff and Defendants (“Parties”), by and through undersigned counsel, hereby submit the following Stipulation.

Defendants’ Partial Motion to Dismiss is currently pending and is scheduled to be heard on July 22, 2021. Plaintiff and Defendants have agreed that, subject to this Court’s approval, Plaintiff shall submit an amended complaint on or before May 24, 2021. Plaintiff anticipates that the amended complaint will render Defendants’ Partial Motion to Dismiss moot, and that Defendants may then elect to file a renewed motion, which will be responded to in the normal course. Plaintiff and Defendants have further agreed that Defendants may have until June 14, 2021, to file such motion. Alternatively, if Defendants notify Plaintiff by June 14, 2021 that they believe their current

1 Motion remains applicable to the Amended Complaint, then Plaintiff shall file an opposition brief
2 on or before June 28, 2021.

3
4 IT IS SO STIPULATED THIS 14TH DAY OF MAY, 2021:

5 KUNZLER BEAN & ADAMSON, PC

6 /s Chad S. Pehrson

7 Chad S. Pehrson

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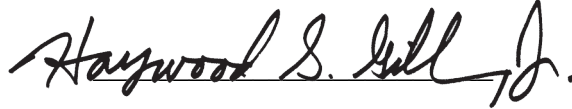
ORDER

Pursuant to Stipulation, it is ORDERED that:

1. Plaintiff's time to file an Amended Complaint is extended to May 24, 2021.
2. Defendants' time to file any motion to dismiss the Amended Complaint is extended to June 14, 2021.
3. In the event that Defendants notify Plaintiff that they believe their pending Partial Motion to Dismiss remains applicable to the Amended Complaint, Plaintiff shall file its opposition brief on or before June 28, 2021.

In light of this order, the Court further DISCHARGES the Order to Show Cause. See Dkt. No. 29.

Dated: 5/18/2021



HAYWOOD S. GILLIAM, JR.

United States District Judge