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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

MAQUET CARDIOVASCULAR, L.L.C., a Delaware L.L.C.,

Plaintiff,

v.

TERUMO CORPORATION, a Japanese corporation and TERUMO CARDIOVASCULAR SYSTEMS CORPORATION, a Delaware corporation,

Defendants.

No. C08-01735 JCS

PLAINTIFF'S DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE; AND

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

Plaintiff Maquet Cardiovascular L.L.C. hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and respectfully requests the reassignment of this case to a United States District Judge.

Dated: April 28, 2008

BINGHAM McCUTCHEN LLP

By: _____
James Snell
Attorneys for Plaintiff
MAQUET CARDIOVASCULAR, L.L.C.

CERTIFICATION BY CARLOS P. MIÑO PURSUANT TO GENERAL RULE NO. 45, SECTION X. RE E-FILING ON BEHALF OF MULTIPLE SIGNATORIES

1. I am a lawyer licensed to practice law in the State of California, and am an associate in the law firm of Bingham McCutchen LLP, counsel for plaintiff Maquet Cardiovascular L.L.C. The statements herein are made on my personal knowledge, and if called as a witness I could and would testify thereto.

2. The above e-filed document contains another signatory. I declare that concurrence has been obtained from the signatory to file this document with the Court. Pursuant to General Rule No. 45, I shall maintain records to support this concurrence for subsequent production for the Court if so ordered, or for inspection upon request by a party until one year after final resolution of the action (including appeal, if any).

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct on April 28, 2008.

BINGHAM McCUTCHEN LLP

By: _____

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