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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

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In re SHORETEL, INC. SECURITIES )  
 LITIGATION )

No. 08-cv-00271 CRB

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STIPULATION AND ~~PROPOSED~~  
 ORDER RE BRIEFING SCHEDULE  
 FOR MOTION TO DISMISS

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Action Filed: January 15, 2008

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1           WHEREAS, Lead Plaintiffs, Loren Swanson and Art Landesman, filed their Consolidated  
2 Amended Class Action Complaint for Violations of Federal Securities Laws on June 27, 2008  
3 [Dkt. No. 30];

4           WHEREAS, the parties stipulated to, and the Court entered an order taking the Case  
5 Management Conference off calendar and rescheduling the case management conference for after  
6 the hearing on Defendants' motions to dismiss, on a date convenient for the Court [Dkt. No. 22];

7           WHEREAS, Defendants ShoreTel, Inc., John W. Combs, Michael E. Healy, Edwin J.  
8 Basart, Gary J. Daichendt, Thomas Van Overbeek, Kenneth D. Denman, Charles D. Kissner and  
9 Edward F. Thompson ("Shoretel Defendants"), along with Defendant J.P. Morgan Securities Inc.  
10 ("J.P. Morgan") and then defendant Lehman Brothers Inc. filed motions to dismiss on August 26,  
11 2008 [Dkt. Nos. 35 and 37];

12           WHEREAS, the Court entered a Stipulation and Order, setting the briefing schedule and  
13 hearing on the motions to dismiss [Dkt. No. 32].

14           WHEREAS, the motions to dismiss are currently set for hearing before this Court on  
15 November 7, 2008 at 10:00 a.m.;

16           WHEREAS, this action is now stayed as to Lehman Brothers Inc. as a result of its  
17 liquidation under the Securities Investor Protection Act;

18           WHEREAS, the remaining parties met and conferred and agree to a modified briefing  
19 schedule and hearing date on Defendants' motions to dismiss;

20           IT IS HEREBY STIPULATED AND AGREED, by the Shoretel Defendants and J.P.  
21 Morgan that Lead Plaintiffs' oppositions to Defendants' motions to dismiss shall be filed on or  
22 before November 12, 2008. Defendants' replies in support of their motions to dismiss shall be  
23 filed on or before December 17, 2008. The parties further stipulate and agree that the hearing  
24 currently set for November 7, 2008 on Defendants' motions to dismiss shall be rescheduled to  
25 January 23, 2009 at 10:00 a.m., or a different date convenient for the Court.

26 Dated: September 29, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

27 By \_\_\_\_\_ /s/ Reed R. Kathrein

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**ORDER**

Pursuant to the above Stipulation, it is hereby ordered that the Lead Plaintiffs shall file their oppositions to Defendants' motions to dismiss on November 12, 2008. Defendants shall file their replies in support of their motions to dismiss on December 17, 2008. The hearing on Defendants' motions to dismiss is rescheduled for January 23, 2009 at 10:00 a.m..

DATED: September 29, 2008

\_\_\_\_\_  
THE HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT COURT

