

1  
2  
3  
4  
5  
6  
7  
8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN FRANCISCO DIVISION**

11 CURTIS and CHARLOTTE WESTLEY,  
12 individually and on behalf of others similarly  
13 situated,

14 Plaintiffs,

15 v.

16 OCLARO, INC., et al.,

17 Defendants.

No. 11-cv-02448 EMC (NC)  
and related consolidated action  
(Lead Case No. 11-cv-03176 EMC  
(NC))  
(Derivative Action)

**ORDER TO MEET AND CONFER**

Re: Dkt. No. 114

18 IN RE OCLARO, INC. DERIVATIVE  
19 LITIGATION,

Lead Case No. 11-cv-03176 EMC (NC)  
(Related cases:  
11-cv-03214 EMC (NC)  
11-cv-03322 EMC (NC)  
11-cv-03668 EMC (NC))  
(Derivative Action)

21 This Document Relates to:

22 *Westley v. Oclaro, Inc., et al.*,  
23 11-cv-02448-EMC (NC)

24  
25 This case was referred to this Court for all discovery purposes including the joint  
26 letter dated February 20, 2013, Dkt. No. 114. *See* Dkt. No. 119. The joint letter seeks  
27 guidance on the appropriate scope of discovery in connection with discovery propounded  
28 by Lead Plaintiff. The Court is not satisfied that the parties have fully met and conferred to


Case No. 11-cv-02448 EMC (NC)  
ORDER TO MEET AND CONFER

1 resolve their dispute. Accordingly, counsel for the parties are ordered to meet and confer  
2 with each other in person or by telephone. *See* Mag. Judge N. Cousins, Civil Standing  
3 Order, updated Aug. 24, 2012. If the conference fails to resolve the dispute, the parties may  
4 file a joint letter brief, in accordance with my standing discovery order, by March 15. At  
5 that time, the Court will set a telephonic conference, or a hearing, if necessary.

6 Docket entry No. 114 is ordered denied without prejudice.

7 IT IS SO ORDERED.

8 Date: March 7, 2013

9   
10 \_\_\_\_\_  
11 Nathanael M. Cousins  
12 United States Magistrate Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28