

1 ROBBINS GELLER RUDMAN
 & DOWD LLP
 2 SHAWN A. WILLIAMS (213113)
 SUNNY S. SARKIS (258073)
 3 Post Montgomery Center
 One Montgomery Street, Suite 1800
 4 San Francisco, CA 94104
 Telephone: 415/288-4545
 5 415/288-4534 (fax)
 shawnw@rgrdlaw.com
 6 ssarkis@rgrdlaw.com
 – and –

7 JULIE A. KEARNS (246949)
 655 West Broadway, Suite 1900
 8 San Diego, CA 92101
 Telephone: 619/231-1058
 9 619/231-7423 (fax)
 jkearns@rgrdlaw.com

10 Lead Counsel for Plaintiffs

11 [Additional counsel appear on signature page.]

12 UNITED STATES DISTRICT COURT
 13
 14 NORTHERN DISTRICT OF CALIFORNIA

15 CURTIS AND CHARLOTTE WESTLEY, Individually and on Behalf of All Others Similarly Situated,)	No. C11-02448-EMC
)	and related consolidated action
)	(Lead Case No. C11-3176-EMC)
)	(Derivative Action)
16 Plaintiffs,)	
)	
17 vs.)	
)	
18 OCLARO, INC., et al.,)	
)	
19 Defendants.)	

20 _____)	
21 In re OCLARO, INC. DERIVATIVE LITIGATION)	Lead Case No. C11-3176-EMC (Derivative Action)
22 _____)	

23 This Document Relates To:)	ORDER RESETTING CMC TO
)	2/13/14 AT 10:30 A.M.
24 <i>Westley v. Oclaro, Inc., et al.,</i> C11-02448-EMC.)	
25 _____)	

26 JOINT CASE MANAGEMENT STATEMENT

27
28

1 In July 2013, the parties agreed to and did attend a mediation on August 27, 2013 before the
2 Honorable Layn R. Phillips (Ret.) at the law offices of Irell & Manella LLP in Newport Beach,
3 California. On October 28, 2013, the parties filed with the Court their most recent Stipulation with
4 Proposed Order Rescheduling Case Management Conference (Dkt. No. 167), indicating the parties
5 have reached an agreement in principle, and have been working diligently to finalize a stipulation of
6 settlement. As of the date of this submission (December 3, 2013), the parties expect to file
7 settlement papers with the Court on or before December 24, 2013. Considering the foregoing, the
8 parties respectfully request that the Court adjourn the Case Management Conference scheduled for
9 December 10, 2013 at 10:30 a.m.

10 DATED: December 3, 2013

ROBBINS GELLER RUDMAN
& DOWD LLP
SHAWN A. WILLIAMS
SUNNY S. SARKIS

s/Shawn A. Williams

SHAWN A. WILLIAMS

Post Montgomery Center
One Montgomery Street, Suite 1800
San Francisco, CA 94104
Telephone: 415/288-4545
415/288-4534 (fax)

ROBBINS GELLER RUDMAN
& DOWD LLP
JULIE A. KEARNS
655 West Broadway, Suite 1900
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)

Lead Counsel for Plaintiffs

ROBERT M. CHEVERIE & ASSOCIATES
GREGORY S. CAMPORA
Commerce Center One
333 E. River Drive, Suite 101
East Hartford, CT 06108
Telephone: 860/290-9610
860/290-9611 (fax)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

HOLZER HOLZER & FISTEL, LLC
MICHAEL I. FISTEL, JR.
200 Ashford Center North, Suite 300
Atlanta, GA 30338
Telephone: 770/392-0090
770/392-0029 (fax)

DYER & BERENS LLP
ROBERT J. DYER III
JEFFREY A. BERENS
303 East 17th Avenue, Suite 810
Denver, CO 80203
Telephone: 303/861-1764
303/395-0393 (fax)

Additional Counsel for Plaintiff

DATED: December 3, 2013

ALSTON & BIRD LLP
GIDON M. CAINE

s/Gidon M. Caine
GIDON M. CAINE

275 Middlefield Road, Suite 150
Menlo Park, CA 94025-4008
Telephone: 650/838-2000
650/838-2001 (fax)

ALSTON & BIRD LLP
JESSICA P. CORLEY (admitted *pro hac vice*)
ANDREW T. SUMNER (admitted *pro hac vice*)
One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
Telephone: 404/881-7000
404/881-7777 (fax)
jessica.corley@alston.com
andy.sumner@alston.com

Counsel for Defendants

I, Shawn A. Williams, am the ECF User whose identification and password are being used to file the Joint Case Management Statement. In compliance with Local Rule 5-1(i)(3), I hereby attest that Gidon M. Caine has/have concurred in this filing.

IT IS SO ORDERED that the CMC _____ s/Shawn A. Williams

is reset to 2/13/14 at 10:30 a.m. SHAWN A. WILLIAMS

Joint statement shall be filed by 2/6/14



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2013, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on December 3, 2013.

s/Shawn A. Williams
SHAWN A. WILLIAMS
ROBBINS GELLER RUDMAN
& DOWD LLP
Post Montgomery Center
One Montgomery Street, Suite 1800
San Francisco, CA 94104
Telephone: 415/288-4545
415/288-4534 (fax)
E-mail:shawnw@rgrdlaw.com

Mailing Information for a Case 3:11-cv-02448-EMC

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Gidon M. Caine**
gidon.caine@alston.com,joe.tully@alston.com,kathy.kirk@alston.com,chuck.mattson@alston.com
- **Jessica Perry Corley**
jessica.corley@alston.com
- **Michael I. Fistel, Jr**
mfistel@holzerlaw.com
- **Frank James Johnson**
frankj@johnsonandweaver.com,paralegal@johnsonandweaver.com,nathanh@johnsonandweaver.com,shawnf@johnsonandweaver.com,ceciliar@johnsonandweaver.com
- **Julie A. Kearns**
jkearns@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Tina Mehr**
tina.mehr@alston.com
- **Brian O. O'Mara**
bo'mara@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Mark Punzalan**
markp@punzalanlaw.com,office@punzalanlaw.com
- **Darren Jay Robbins**
e_file_sd@rgrdlaw.com
- **Sunny September Sarkis**
Ssarkis@rgrdlaw.com
- **Andrew Townsend Sumner**
andy.sumner@alston.com
- **Joseph G Tully**
joe.tully@alston.com
- **David Conrad Walton**
davew@rgrdlaw.com
- **Shawn A. Williams**
shawnw@rgrdlaw.com,khuang@rgrdlaw.com,erinj@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Robert
Dyer & Berens LLP
303 East 17th Avenue, Suite 300
Denver, CO 80203

J. Dyer

, III