

1 KEITH E. EGGLETON, State Bar No. 159842  
 Email: keggleton@wsgr.com  
 2 RODNEY G. STRICKLAND, State Bar No. 161934  
 Email: rstrickland@wsgr.com  
 3 KELLEY M. KINNEY, State Bar No. 216823  
 Email: kkinney@wsgr.com  
 4 WILSON SONSINI GOODRICH & ROSATI  
 Professional Corporation  
 5 650 Page Mill Road  
 Palo Alto, CA 94304-1050  
 6 Telephone: (650) 493-9300  
 Facsimile: (650) 565-5100  
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8 Attorneys for Defendants  
 Polycom, Inc., Eric Brown, and Michael Kourey  
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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION  
 13

14 MARK NATHANSON, Individually and On )  
 Behalf of All Others Similarly Situated, )  
 15 Plaintiff, )  
 16 v. )  
 17 POLYCOM, INC., ANDREW M. MILLER, )  
 18 MICHAEL R. KOUREY, and ERIC F. BROWN, )  
 19 Defendants. )  
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CASE NO.: 3:13-cv-03476-SC  
**STIPULATION AND ~~PROPOSED~~**  
**ORDER CONTINUING CASE**  
**MANAGEMENT CONFERENCE**

IT IS SO ORDERED AS MODIFIED

1           WHEREAS, plaintiff Sean Avery Neal filed an initial purported Class Action Complaint  
2 for Violation of the Federal Securities Laws in the above-entitled matter on July 26, 2013, setting  
3 forth claims under the federal securities laws that are subject to the procedural requirements of  
4 the Private Securities Litigation Reform Act of 1995 (“PSLRA”) (ECF No. 1);

5           WHEREAS, on October 1, 2013, Mark Nathanson moved under the PSLRA for  
6 appointment as lead plaintiff and for approval of his selection of lead counsel (ECF No. 22);

7           WHEREAS, on December 10, 2013, the Court continued the Initial Case Management  
8 Conference scheduled for December 20, 2013 at 10:00 a.m. to April 18, 2014 at 10:00 a.m. (ECF  
9 No. 39);

10           WHEREAS, on December 13, 2013, the Court appointed Mark Nathanson as lead  
11 plaintiff (“Lead Plaintiff”), approved Pomerantz Grossman Hufford Dahlstrom & Gross LLP as  
12 Lead Counsel, and approved Glancy Binkow & Goldberg LLP as Liason Counsel (ECF No. 42);

13           WHEREAS, on January 2, 2014, the Court entered a scheduling order requiring Lead  
14 Plaintiff to file an amended consolidated class action complaint by no later than February 24,  
15 2014 (ECF No. 46) (the “Scheduling Order”), and thereafter Lead Plaintiff timely filed the First  
16 Amended Complaint for Violation of the Federal Securities Laws (the “Amended Complaint”)  
17 naming Polycom, Inc., Andrew Miller, Michael Kourey, and Eric Brown as defendants  
18 (“Defendants”) (ECF No. 47);

19           WHEREAS, the Scheduling Order further requires (1) Defendants to file their motion(s)  
20 to dismiss the Amended Complaint by April 25, 2014; (2) Lead Plaintiff to file any opposition  
21 brief(s) to Defendants’ motion(s) to dismiss by June 24, 2014; and (3) Defendants to file any  
22 reply brief(s) in support of their motion(s) to dismiss by July 24, 2014;

23           WHEREAS, the parties are attempting to reserve a hearing with the Court on Defendants’  
24 forthcoming motion(s) to dismiss for October 10, 2014 at 10:00 a.m.;

25           WHEREAS, discovery in this action is stayed pending resolution of Defendants’  
26 forthcoming motion(s) to dismiss pursuant to the PSLRA, 15 U.S.C. § 78u-4(b)(3);

27           WHEREAS, given the statutory discovery stay and the briefing schedule described  
28 above, and to avoid the unnecessary expenditure of judicial resources or effort by the parties and



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POMERANTZ GROSSMAN HUFFORD  
DAHLSTROM & GROSS LLP  
PATRICK V. DAHLSTROM  
10 South LaSalle Street, Suite 3505  
Chicago, IL 60603  
Telephone: (312) 377-1181  
Facsimile: (312) 377-1184

GLANCY BINKOW & GOLDBERG LLP  
LIONEL Z. GLANCY  
MICHAEL GOLDBERG  
ROBERT PRONGAY  
1925 Century Park East, Suite 2100  
Los Angeles, CA 90067  
Telephone: (310) 201-9150  
Facsimile: (310) 201-9160  
Email: info@glancylaw.com

Attorneys for Lead Plaintiff Mark Nathanson

*I, Keith E. Eggleton, am the ECF user whose ID and password are being used to file this Stipulation. In compliance with Civil Local Rule 5-1, I hereby attest that Philip T. Besirof and Jeremy A. Lieberman have concurred in this filing.*

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Case Management Conference scheduled for April 18, 2014 at 10:00 a.m. is continued until after the Court's ruling on Defendants' forthcoming motion(s) to dismiss, to such date and time as the Court may order.

The Case Management Conference is hereby continued to Friday, December 5, 2014 at 10:00 a.m.

Dated: 04/07/2014

Honorable Samuel Conti  
United States District Court

