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10 Attorneys for Defendants
 Polycom, Inc., Michael R. Kourey,
 11 and Eric F. Brown

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

16 MARK NATHANSON, Individually and On)
 Behalf of All Others Similarly Situated,)
 17 Plaintiff,)
 18 v.)
 19 POLYCOM, INC., ANDREW M. MILLER,)
 20 MICHAEL R. KOUREY, and ERIC F. BROWN,)
 21 Defendants.)
 22)
 23)
 24)
 25)
 26)

CASE NO.: 3:13-cv-03476-SC
CLASS ACTION
STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE

1 Pursuant to N.D. Cal. Civil Local Rules 6-2 and 7-12, the parties respectfully submit the
2 following Stipulation and [Proposed] Order Continuing the Initial Case Management Conference
3 currently set for December 5, 2014, at 10:00 a.m.

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

8 **WHEREAS**, the Court set an Initial Case Management Conference for October 25, 2013
9 and, on September 24, 2013, continued the Initial Case Management Conference to December
10 20, 2013 (ECF Nos. 2, 18-19);

11 **WHEREAS**, on December 10, 2013, the Court further continued the Initial Case
12 Management Conference to April 18, 2014 (ECF No. 39);

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

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

22 **WHEREAS**, on April 7, 2014, the Court further continued the Initial Case Management
23 Conference to December 5, 2014 (ECF No. 50);

24 **WHEREAS**, pursuant to the Scheduling Order: (1) Defendants filed motions to dismiss
25 the Amended Complaint on April 25, 2014 (ECF Nos. 51, 53) (the “Motions to Dismiss”), with a
26 hearing set for October 24, 2014; (2) Lead Plaintiff filed its omnibus opposition to Defendants’
27 Motions to Dismiss on June 24, 2014 (ECF No. 58); and (3) Defendants filed reply briefs in
28 support of their Motions to Dismiss on July 24, 2014 (ECF Nos. 59, 60);

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Dated: November 21, 2014

By: /s/ Jeremy A. Lieberman
Jeremy A. Lieberman
jalieberman@pomlaw.com

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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.

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DECLARATION OF KEITH E. EGGLETON

I, Keith E. Eggleton, declare:

1. I am a member of Wilson Sonsini Goodrich & Rosati, P.C., counsel for defendants Polycom, Inc., Michael R. Kourey, and Eric F. Brown. I make this declaration in support of the parties' Stipulation and [Proposed] Order Continuing Case Management Conference. The parties seek to continue the Initial Case Management Conference until after the Court has ruled on Defendants' pending Motions to Dismiss. The parties agree that a continuance is reasonable and appropriate.

2. This is the parties' fourth request for extension of time with respect to the Initial Case Management Conference since this action was filed in July 2013. The parties' previous stipulated requests to continue the Initial Case Management Conference were filed on September 23, 2013 (ECF No. 17), December 9, 2013 (ECF No. 36), and April 4, 2014 (ECF No. 49). The Court granted these three previous requests (*see* ECF Nos. 18, 39, 50).

3. The requested continuance will not impact any other deadlines or dates set by the Court.

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 21, 2014 in Palo Alto, California.

By: /s/ Keith E. Eggleton
Keith E. Eggleton

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Case Management Conference is continued to Friday, 01/16/2015, at 10:00 a.m.

Dated: 11/24/2014

