1	ROBBINS GELLER RUDMAN & DOWD DAVID T. WISSBROECKER (243867)	LLP
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3	San Diego, CA 92101 Telephone: 619/231-1058	
4	619/231-7423 (fax) dwissbroecker@rgrdlaw.com	
5	egergosian@rgrdlaw.com Lead Counsel for Plaintiff	
6	[Additional counsel appear on signature page	e.]
7		
8	UNITED STATE	S DISTRICT COURT
9	NORTHERN DIST	RICT OF CALIFORNIA
10	SAN FRANC	CISCO DIVISION
11	MIGUEL HUSSEY, Individually and on Behalf of All Others Similarly Situated,	Case No.: 3:16-cv-02991-EMC
12	Plaintiff,	CLASS ACTION
13	v.	STIPULATION AND [PROPOSED] ORDER AMENDING BRIEFING
14	v. RUCKUS WIRELESS, INC., et al.,	SCHEDULE ON DEFENDANTS' MOTIONS TO DISMISS
15	Defendants.	
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		STIP. AND PROPOSED ORDER RE MTD
_		BRIEFING 3:16-CV-02991-EMC

1	Lead Plaintiff City of Pontiac General Employees' Retirement System ("Lead
2	Plaintiff") and Defendants Brocade Communications Systems, Inc. ("Brocade"), Ruckus
3	Wireless, Inc. ("Ruckus"), Selina Y. Lo, Seamus Hennessy, Gaurav Garg, Mohan Gyani,
4	Georges Antoun, Richard Lynch, Stewart Grierson, and Barton Burstein (the "Individual
5	Defendants" and, together with Ruckus and Brocade, "Defendants"), by and through their
6	undersigned counsel, hereby stipulate and agree, subject to Court approval, as follows:
7	WHEREAS, this is a putative securities class action, subject to the Private Securities
8	Litigation Reform Act of 1995 ("PSLRA"), on behalf of former shareholders of Ruckus, in
9	which Lead Plaintiff challenges numerous aspects of the disclosures, process, solicitations, and
10	agreements culminating in the Merger by which Ruckus (previously an independent public
11	company) became a subsidiary of Brocade in May 2016,
12	WHEREAS, on October 24, 2016, Lead Plaintiff filed its Amended Complaint for
13	Violations of §§ 14 and 20(a) of the Securities Exchange Act of 1934 and for Breach of
14	Fiduciary Duties (the "Amended Complaint," Dkt. No. 39);
15	WHEREAS, on December 8, 2016, Defendants filed a consolidated motion to dismiss
16	the Amended Complaint (the "Motion to Dismiss");
17	WHEREAS, Lead Plaintiff's current deadline to respond to the Motion to Dismiss is
18	December 29, 2016, Defendants' deadline to file reply papers is January 12, 2017, and a
19	hearing on the Motion to Dismiss and a Case Management Conference are currently scheduled
20	for January 26, 2017 at 1:30 p.m.;
21	WHEREAS, in light of the holidays and the personal schedules of certain attorneys
22	involved in the litigation, Lead Plaintiff and Defendants have agreed to a brief extension of the
23	briefing schedule and adjournment of the hearing and Case Management Conference, subject
24	to the Court's approval.
25	NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and
26	between the undersigned counsel for all parties, subject to Court approval, as follows:
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1. Lead Plaintiff's o	pposition papers in response to Defendants' Motion
Dismiss shall be filed on or before	
	papers in further support of their Motion to Dismiss shall
filed on or before January 26, 2017	
	efendants' Motion to Dismiss and Case Managem
Conference shall be held on Februa	ary 9, 2017 at 1:30 p.m.
IT IS SO STIPULATED.	
Dated: December 21, 2016	Respectfully submitted, MORGAN, LEWIS & BOCKIUS LLP
	By: <u>s/ Joseph E. Floren</u> Joseph E. Floren
	Attorneys for Defendants BROCADE COMMUNICATIONS SYSTEMS INC. and RUCKUS WIRELESS, INC.
Dated: December 21, 2016	SULLIVAN & CROMWELL LLP
	By: <u>s/ Laura Kabler Oswell</u> Laura Kabler Oswell
	Attorneys for Defendants BROCADE COMMUNICATIONS SYSTEMS INC. and RUCKUS WIRELESS, INC.
Dated: December 21, 2016	ROBBINS GELLER RUDMAN & DOWD LLP
	By: <i>s/ David T. Wissbroecker</i> David T. Wissbroecker
	Attorneys for Lead Plaintiff CITY OF PONTIAC GENERAL EMPLOYEES' RETIREMENT SYSTEM
	LWI LOTEES RETIREMENT STSTEM
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1	CEDTIELCATE OF CONCLIDENCE IN EILING (Ctr. I. D. 5.1(3)(2))
2	<b><u>CERTIFICATE OF CONCURRENCE IN FILING (Civ. L.R. 5-1(i)(3))</u></b>
3	I, David T. Wissbroecker, am the ECF User whose identification and password are being used to file this Stipulation and [Proposed] Order. In compliance with Local Rule $5-1(i)(3)$ , I hereby attest that Joseph E. Floren and Laura Kabler Oswell have concurred in this
4	filing.
5	Dated: December 21, 2016 s/ David T. Wissbroecker
6	DAVID T. WISSBROECKER
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1	<u>O R D E R</u>
2	PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, THE
3	COURT ORDERS:
4	1. Lead Plaintiff's opposition papers in response to Defendants' Motion to
5	Dismiss shall be filed on or before January 5, 2017;
6	2. Defendants' reply papers in further support of their Motion to Dismiss shall be
7	filed on or before January 26, 2017;
8	3. A hearing on Defendants' Motion to Dismiss and Case Management $\frac{16}{16}$
9	Conference shall be held on February 9, 2017 at 1:30 p.m.
10	Dated: December, 2016
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12	Hon. Edward M Chan United States C Fadge
13	IT IS SO ORDERED
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15	Judge Edward M. Chen
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17	DISTRICT OF CAN
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1	CERTIFICATE OF SERVICE
2	I hereby certify that on December 21, 2016, I authorized the electronic filing of the
3	foregoing with the Clerk of the Court using the CM/ECF system which will send notification
4	of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and
5	I hereby certify that I caused to be mailed the foregoing document or paper via the United
6	States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice
7	List.
8	I certify under penalty of perjury under the laws of the United States of America that
9 10	
10 11	the foregoing is true and correct. Executed on December 21, 2016.
11	s/ David T. Wissbroecker
12	DAVID T. WISSBROECKER
14	ROBBINS GELLER RUDMAN & DOWD LLP
15	655 West Broadway, Suite 1900 San Diego, CA 92101-8498
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	STIP. AND PROPOSED ORDER RE MTD BRIEFING 3:16-CV-02991-EMC

## Mailing Information for a Case 3:16-cv-02991-EMC Hussey v. Ruckus Wireless, Inc. et al

## **Electronic Mail Notice List**

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

- Kevin Michael Benedicto kevin.benedicto@morganlewis.com
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- $\label{eq:constraint} \textbf{Frank James Johnson} frankj@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,ceciliar@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,ceciliar@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,michaelf@johnsonandweaver.com,scotth@johnsonandweaver.com,scott$
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- David Todd Wissbroecker dwissbroecker@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.

• (No manual recipients)