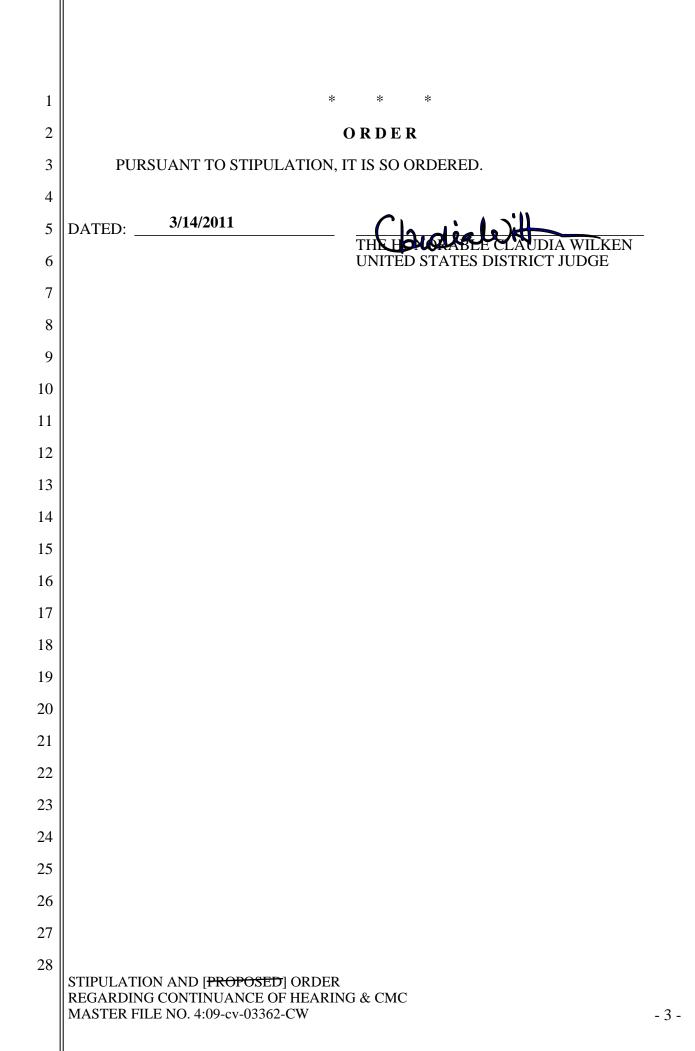
1 2 3 4 5 6 7 8	BORIS FELDMAN, State Bar No. 128838 Email: boris.feldman@wsgr.com IGNACIO E. SALCEDA, State Bar No. 164017 Email: isalceda@wsgr.com DIANE M. WALTERS, State Bar No. 148136 Email: dwalters@wsgr.com DOMINIQUE-CHANTALE ALEPIN, State Bar Email: dalepin@wsgr.com BRYAN J. KETROSER, State Bar No. 239105 Email: bketroser@wsgr.com WILSON SONSINI GOODRICH & ROSATI Professional Corporation 650 Page Mill Road Palo Alto, CA 94304-1050 Telephone: (650) 493-9300 Enviring. (650) 565 5100	No. 241648	
9	Facsimile: (650) 565-5100		
10	Attorneys for Defendants		
11			
12	UNITED STATES DISTRICT COURT		
13	NORTHERN DISTRICT OF CALIFORNIA		
14	OAKLAND	DIVISION	
15	In re ACCURAY INC. SECURITIES) LITIGATION)	Master File No. 4:09-cv-03362-CW	
16)	CLASS ACTION	
17	This Document Relates To:)	STIPULATION AND ORDER REGARDING CONTINUANCE OF MARCH 17, 2011	
18	ALL ACTIONS.	HEARING AND CASE MANAGEMENT CONFERENCE	
19 20			
20 21			
21			
22			
24			
25			
26			
27			
28			
	STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & C MASTER FILE NO. 4:09-cv-03362-CW	CMC Dockets.Justia.com	

1	WHEREAS, on August 31, 2010, this Court dismissed plaintiffs' [Corrected] Consolidated		
2	Class Action Complaint for Violations of the Federal Securities Laws in the above-captioned action		
3	(the "Action"), with leave to amend;		
4	WHEREAS, on October 4, 2010, plaintiffs filed their [Corrected] First Amended Class		
5	Action Complaint for Violations of the Federal Securities Laws (the "FAC");		
6	WHEREAS, defendants filed a motion to dismiss the FAC on October 14, 2010;		
7	WHEREAS, plaintiffs filed their opposition to defendants' motion to dismiss on October 28,		
8	2010;		
9	WHEREAS, defendants filed their reply on November 4, 2010;		
10	WHERAS, defendants' motion was scheduled to be heard by the Court on November 18,		
11	2010;		
12	WHEREAS, by notice of this Court, the hearing was rescheduled to January 20, 2011;		
13	WHEREAS, on January 4, 2011, the parties submitted a joint stipulation requesting that the		
14	hearing be continued to February 17, 2011, and on January 6, 2011, the Court so ordered;		
15	WHEREAS, on February 9, 2011, the parties submitted a joint stipulation requesting that the		
16	hearing be continued to March 17, 2011, and on February 11, 2011, the Court so ordered;		
17	WHEREAS, the parties' settlement discussions remain ongoing, and the parties have		
18	continued to work with the Honorable Edward Infante (Ret.) regarding a potential resolution of this		
19	matter;		
20	WHEREAS, in order to facilitate settlement efforts and conserve expenses and judicial		
21	resources, the parties have met and conferred and agreed, subject to Court approval, to a brief		
22	continuance of the March 17, 2011 hearing and case management conference;		
23	WHEREAS, the parties respectfully request that the March 17, 2011 hearing and case		
24	management conference be rescheduled to April 7, 2011, or such a date thereafter that is convenient		
25	for the Court;		
26	WHEREAS, the requested continuance is not for the purpose of delay, promotes judicial		
27	efficacy and will not prejudice any party;		
28	STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & CMC MASTER FILE NO. 4:09-cv-03362-CW - 1 -		

1	THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the		
2	undersigned, subject to Court approval, as follows:		
3	The March 17, 2011 hearing regarding defendants' motion to dismiss, and March 17, 2011		
4	case management conference, shall be taken off calendar and rescheduled to April 7, 2011, or such a		
5	date thereafter that is convenient for the Court.		
6	DATED: March 14, 2011	ROBBINS GELLER RUDMAN & DOWD LLP	
7		SHAWN A. WILLIAMS DANIEL J. PFEFFERBAUM	
8		DANIEL J. ITEITEKDAUM	
9		/s/ DANIEL J. PFEFFERBAUM	
10		DANIEL J. PFEFFERBAUM	
11		Post Montgomery Center One Montgomery Street, Suite 1800	
12		San Francisco, CA 94104 Telephone: 415/288-4545	
13		Facsimile: 415/288-4534	
14		LABATON SUCHAROW LLP CHRISTOPHER J. KELLER	
15		JONATHAN GARDNER MARK GOLDMAN	
16		140 Broadway, 34th Floor New York, NY 10005	
17		Telephone: 212/907-0700 Facsimile: 212/818-0477	
18		Co-Lead Counsel for Plaintiffs	
19			
20	DATED: March 14, 2011	WILSON SONSINI GOODRICH & ROSATI, P.C	
21		IGNACIO E. SALCEDA DIANE M. WALTERS	
22			
23		/s/ IGNACIO E. SALCEDA	
24		IGNACIO E. SALCEDA	
25		650 Page Mill Road Palo Alto, CA 94304	
26		Telephone: 650/493-9300 Facsimile: 650/565-5100	
27		Attorneys for Defendants	
28	STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & MASTER FILE NO. 4:09-cv-03362-CW	- 2 -	



1	I, Ignacio E. Salceda, am the ECF User whose ID and password are being used to file this		
2	Stipulation and [Proposed] Order Regarding Continuance of March 17, 2011 Hearing and Case		
3	Management Conference. In compliance with General Order No. 45, X.B., I hereby attest that		
4	Daniel J. Pfefferbaum has concurred in this filing.		
5	/s/ IGNACIO E. SALCEDA		
6	IGNACIO E. SALCEDA		
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28	STIPULATION AND [PROPOSED] ORDER		
	REGARDING CONTINUANCE OF HEARING & CMC MASTER FILE NO. 4:09-cv-03362-CW - 4 -		