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 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 OAKLAND DIVISION

15	In re ACCURAY INC. SECURITIES)	Master File No. 4:09-cv-03362-CW
	LITIGATION)	
16	_____)	<u>CLASS ACTION</u>
)	
17	This Document Relates To:)	STIPULATION AND ORDER REGARDING
)	CONTINUANCE OF MARCH 17, 2011
18	ALL ACTIONS.)	HEARING AND CASE MANAGEMENT
	_____)	CONFERENCE

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STIPULATION AND ~~PROPOSED~~ ORDER
 REGARDING CONTINUANCE OF HEARING & CMC
 MASTER FILE NO. 4:09-cv-03362-CW

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 WHEREAS, 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
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 3/14/2011



THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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 _____
6 /s/ IGNACIO E. SALCEDA
7 IGNACIO E. SALCEDA
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