

1 DEAN S. KRISTY (CSB No. 157646)  
 2 [dkristy@fenwick.com](mailto:dkristy@fenwick.com)  
 3 KEVIN P. MUCK (CSB No. 120918)  
 4 [kmuck@fenwick.com](mailto:kmuck@fenwick.com)  
 5 TAI LUI TAN (CSB No. 269735)  
 6 [ttan@fenwick.com](mailto:ttan@fenwick.com)  
 7 FENWICK & WEST LLP  
 8 555 California Street, 12th Floor  
 9 San Francisco, CA 94104  
 10 Telephone: (415) 875-2300  
 11 Facsimile: (415) 281-1350

12 Attorneys for Defendants John T. Chambers, Randy Pond,  
 13 Gary B. Moore, Robert W. Lloyd, Frank A. Calderoni,  
 14 Larry R. Carter, Jerry Yang, Carol A. Bartz, Steven M. West,  
 15 John L. Hennessy, Roderick C. McGeary, M. Michele Burns,  
 16 Richard M. Kovacevich, Michael D. Capellas, Brian L. Halla,  
 17 Arun Sarin, and Nominal Defendant Cisco Systems, Inc.

18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA

20 IN RE CISCO SYSTEMS, INC.  
 21 DERIVATIVE LITIGATION

22 Lead Case No. C-11-01734 SBA

23 **STIPULATED AND ORDER**  
 24 **CONTINUING CASE MANAGEMENT**  
 25 **CONFERENCE**

26 This Document Relates To:

27 ALL ACTIONS.

28 Date: September 14, 2011  
 Time: 3:15 p.m.  
 Place: Telephonic

29 Plaintiffs Jean Marie Cinotto and Marilyn Poulos (“Plaintiffs”), and Defendants John T.  
 30 Chambers, Randy Pond, Gary B. Moore, Robert W. Lloyd, Frank A. Calderoni, Larry R. Carter,  
 31 Jerry Yang, Carol A. Bartz, Steven M. West, John L. Hennessy, Roderick C. McGeary, M.  
 32 Michele Burns, Richard M. Kovacevich, Michael D. Capellas, Brian L. Halla, Arun Sarin, and  
 33 Nominal Defendant Cisco Systems, Inc. (collectively, “Defendants”), by and through their  
 34 respective counsel of record, hereby stipulate as follows:

35 WHEREAS, these consolidated derivative actions were filed by Plaintiffs Jean Marie  
 36 Cinotto and Marilyn Poulos on April 6, 2011 and April 20, 2011, respectively, and were  
 37 consolidated by order of the Court dated June 28, 2011;

1           WHEREAS, these consolidated derivative actions have been deemed “related cases” to  
2 putative class action lawsuits filed in this Court, the first of which is entitled *Schipper v. Cisco*  
3 *Systems, Inc., et al.*, No. C-11-01568 SBA, filed on March 31, 2011 (the “*Schipper Class*  
4 *Action*”);

5           WHEREAS, pursuant to the provisions of the Private Securities Litigation Reform Act of  
6 1995 (“Reform Act”), motions for appointment of lead plaintiff have been filed in the *Schipper*  
7 *Class Action*, and the parties understand such motions are currently pending;

8           WHEREAS, it is anticipated that a consolidated amended complaint will be filed in  
9 connection with the *Schipper Class Action*, and related class actions, after appointment of a lead  
10 plaintiff pursuant to the Reform Act;

11           WHEREAS, to facilitate coordination with the *Schipper Class Action* and related class  
12 actions, the Court entered a stipulated order on June 28, 2011 providing, among other things, that:

13 (i) Plaintiffs in these consolidated derivative actions will file a consolidated and/or amended  
14 derivative complaint within 30 days after the filing of a consolidated class action complaint in the  
15 *Schipper Class Action*; (ii) Defendants in these derivative actions shall have 45 days from the  
16 filing of the consolidated and/or amended derivative complaint in which to respond to such  
17 pleading; and (iii) Defendants need not respond to any complaint in these derivative actions in the  
18 interim;

19           WHEREAS, in light of the foregoing, the parties do not expect a consolidated and/or  
20 amended complaint to be filed in these consolidated derivative actions until at least October 2011  
21 (or perhaps later), and do not expect Defendants to respond to such complaint until December  
22 2011 (or perhaps later);

23           WHEREAS, the parties note that in the *Schipper Class Action*, the Court entered an order  
24 on June 1, 2011 staying the previously scheduled case management conference and related case  
25 management deadlines pending resolution of defendants’ anticipated motion to dismiss;

26           WHEREAS, in light of the foregoing, the parties similarly believe that it would not be in  
27 the interests of efficiency and economy to have a Case Management Conference, or to prepare a  
28 case management report, at this time;



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**ORDER**

Pursuant to the foregoing stipulation, it is hereby ordered that that:

1. The case management conference in these derivative actions, presently scheduled for September 14, 2011, is hereby stayed pending resolution of Defendants' anticipated motion to dismiss; and

2. The currently scheduled deadline for submission of a case management report (September 7, 2011) is hereby stayed pending resolution of Defendants' anticipated motion to dismiss.

Dated: \_9/6/11

  
The Honorable Sandra Brown Armstrong  
United States District Judge