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13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN JOSE DIVISION

16 In re UTSTARCOM, INC. SECURITIES )  
 17 LITIGATION )

Master File No. C-04-4908-JW(PVT)

) CLASS ACTION

18 This Document Relates To: )  
 19 )

STIPULATION AND [PROPOSED] ORDER  
 REGARDING SETTLEMENT AND CASE  
 SCHEDULE STAY

20 ALL ACTIONS. )  
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1 WHEREAS, plaintiffs and Softbank Holdings, Inc., Softbank America, Inc. and Softbank  
2 Corporation (collectively “Softbank Defendants”) recently resumed their settlement negotiations in a  
3 good faith effort to resolve the action, with the assistance of their mediator, the Honorable Edward  
4 A. Infante, and reached an agreement in principle on September 9, 2010;

5 WHEREAS, counsel for plaintiffs and the Softbank Defendants are currently working  
6 together on a stipulation of the settlement to be submitted to the Court no later than October 8, 2010;

7 WHEREAS, the parties have met and conferred and agreed, subject to the Court’s approval,  
8 that it would be in the best interests of the parties to immediately stay the case schedule as set forth  
9 in the Court’s August 8, 2010 Order Modifying the February 17, 2010 Scheduling Order (“August 8,  
10 2010 Order”), while the parties work out settlement issues and submissions;

11 NOW THEREFORE, pursuant to the parties’ stipulation and subject to the Court’s approval,  
12 the case schedule as set forth in the August 8, 2010 Order is STAYED. The parties will submit a  
13 stipulation of the settlement to the Court no later than October 8, 2010.

14 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

15 DATED: September 10, 2010

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1 DATED: September 10, 2010

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Attorneys for Defendants SoftBank America,  
Inc., SoftBank Holdings, Inc., and SoftBank  
Corporation

I, Shirley H. Huang, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Regarding Settlement and Case Schedule Stay. In compliance with General Order 45, X.B., I hereby attest that Jason de Bretteville has concurred in this filing.

s/ Shirley H. Huang  
SHIRLEY H. HUANG

\* \* \*

**ORDER**

Pursuant to the foregoing stipulation, and for good cause appearing,

IT IS SO ORDERED.

The Court sets a Status Conference for **October 18, 2010 at 10:00 AM**. On or before **October 8, 2010** the parties shall file a joint status statement or a statement with respect to the settlement.

Dated: September 14, 2010

  
United States District Judge

1 CERTIFICATE OF SERVICE

2 I hereby certify that on September 10, 2010, I authorized the electronic filing of the foregoing  
3 with the Clerk of the Court using the CM/ECF system which will send notification of such filing to  
4 the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I  
5 caused to be mailed the foregoing document or paper via the United States Postal Service to the non-  
6 CM/ECF participants indicated on the attached Manual Notice List.

7 I certify under penalty of perjury under the laws of the United States of America that the  
8 foregoing is true and correct. Executed on September 10, 2010.

9  
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