1 2	NINA F. LOCKER, State Bar No. 123838 Email: nlocker@wsgr.com STEVEN GUGGENHEIM, State Bar No. 201386 Email: sguggenheim@wsgr.com	STATES DISTRICT COL		
3	JONI OSTLER, State Bar No. 230009 Email: jostler@wsgr.com WILSON SONSINI GOODRICH & ROSATI	TT IS SO ORDERED		
4 5	Professional Corporation 650 Page Mill Road	S MODIFIED		
6	Palo Alto, CA 94304-1050 Telephone: (650) 493-9300			
7	Facsimile: (650) 565-5100	ZO Judge James Ware		
8	Attorneys for Defendants Juniper Networks, Inc., Scott Kriens, Pradeep Sindhu, Marcel Gani,			
9	Robert M. Calderoni, Kenneth Goldman, William R. Hearst III, Stratton Sclavos,	PRV DISTRICT OF		
10	Vinod Khosla, Kenneth Levy and William R. Stensrud			
11	UNITED STATES DISTRICT COURT			
12				
13	NORTHERN DISTRICT OF CALIFORNIA			
14	SAN JOSE DIVISION			
15	In re JUNIPER NETWORKS, INC. SECURITIES LITIGATION	) CASE NO.: C06-04327-JW		
16		) STIPULATION AND		
17		SHORTENED TIME FOR		
18	This Document Relates To:	<ul> <li>HEARING JUNIPER</li> <li>DEFENDANTS' MOTION TO</li> </ul>		
19	All Actions	) CONSOLIDATE RELATED ) CASES		
20		)		
21	THE NEW YORK CITY EMPLOYEES'	) ) CASE NO.: CV-08-0246-JW		
22	RETIREMENT SYSTEM, THE TEACHERS' RETIREMENT SYSTEM OF	)		
23	THE CITY OF NEW YORK, THE NEW YORK CITY FIRE DEPARTMENT	)		
24	PENSION FUND, THE NEW YORK CITY POLICE PENSION FUND, THE NEW	)		
25	YORK CITY POLICE SUPERIOR OFFICERS' VARIABLE SUPPLEMENTS	)		
26	FUND, THE NEW YORK CITY POLICE OFFICERS' VARIABLE SUPPLEMENTS	)		
27	FUND, THE NEW YORK CITY FIREFIGHTERS' VARIABLE	)		
28	STIPULATION AND [PROPOSED] ORDER RE BRIEFING ON MOTION TO CONSOLIDATE RELATED CASES			
	CASE NO. C06-04327-JW AND CASE NO. CV-08-0246-JW			
		Dockets.Justia.com		

1	SUPPLEMENTS FUND, AND THE NEW)YORK CITY FIRE OFFICERS' VARIABLE)	
2	SUPPLEMENTS FUND, AND THE NEW       )         YORK CITY TEACHERS' RETIREMENT       )	
3	SYSTEM OF THE CITY OF NEW YORK)VARIABLE ANNUITY PROGRAM,)	
4	) Plaintiffs,	
5	V. )	
6	LISA C. BERRY,	
7	) Defendant.	
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10	)	
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28	STIPULATION AND [PROPOSED] ORDER RE BRIEFING ON MOTION TO CONSOLIDATE RELATED CASES CASE NO. C06-04327-JW AND CASE NO. CV-08-0246 -JW	

1	WHEREAS, defendant Juniper Networks, Inc. and individual defendants Scott		
2	Kriens, Pradeep Sindhu, Marcel Gani, Robert Calderoni, Kenneth Goldman, William R.		
3	Hearst, Stratton Sclavos, Vinod Khosla, Kenneth Levy and William R. Stensrud		
4	(collectively, the "Juniper Defendants") filed a Motion to Consolidate Related Cases		
5	("Motion to Consolidate") on September 16, 2008;		
6	WHEREAS, the above-captioned cases are currently scheduled for a case		
7	management conference on October 6, 2008, at which the parties will need to address matters		
8	including, but not limited to, discovery scheduling, initial disclosures, and scheduling for a		
9	class certification motion, and a decision on the Motion to Consolidate has bearing on those		
10	issues;		
11	WHEREAS, the parties therefore agree that the Motion to Consolidate should also be		
12	considered at the same as the case management conference on October 6, 2008, and the		
13	parties have agreed to an expediting briefing schedule to accomplish this;		
14	NOW THEREFORE, the parties hereby stipulate, and request that the Court order, as		
15	follows:		
16	1. Plaintiff's opposition to the Motion to Consolidate shall be filed by		
17	September 22, 2008.		
18	2. Any responses of Lisa Berry or Ernst & Young to the Motion to Consolidate,		
19	whatever those responses may be, shall be filed by September 24, 2008;		
20	3. If Plaintiff chooses to file a response to Lisa Berry's or Ernst & Young's		
21	responses, Plaintiff shall file such response by September 26, 2008;		
22	4. The Juniper Defendants shall file their reply in support of the Motion to		
23	Consolidate by September 26, 2008; and		
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28	STIPULATION AND [PROPOSED] ORDER RE -1- BRIEFING ON MOTION TO CONSOLIDATE RELATED CASES CASE NO. C06-04327-JW AND CASE NO. CV-08-0246-JW		

1	5. A hearing on the Motion to Consolidate shall be held		
2	on October 6, 2008 at 9 a.m. follow by	a Case Management Conference at 10 a.m.	
3	IT IS SO STIPULATED.		
4	DATED: September 17, 2008	WILSON SONSINI GOODRICH & ROSATI, P.C. NINA F. LOCKER	
5		STEVEN GUGGENHEIM JONI OSTLER	
6			
7		/s/ Steven Guggenheim	
8		Steven Guggenheim 650 Page Mill Road	
9		Palo Alto, CA 94304-1050 Telephone: 650/493-9300 650/493-6811 (fax)	
10 11		Counsel for Defendants Juniper Networks, Inc.,	
11		Scott Kriens, Pradeep Sindhu, Marcel Gani, Robert M. Calderoni, Kenneth Goldman, William R.	
13		Hearst III, Stratton Sclavos, Vinod Khosla, Kenneth Levy and William R. Stensrud	
14			
15	DATED: September 17, 2008	BARBARA J. HART DAVID C. HARRISON	
16		LOWEY DANNENBERG COHEN & HART, P.C.	
17			
18		/s/ David C. Harrison DAVID C. HARRISON	
19		One North Broadway, 5th Floor	
20		White Plains, NY 10601-2310 914-733-7228 (telephone)	
		914-997-0035 (facsimile)	
21 22		Lead Counsel for Lead Plaintiff	
22		WILLEM F. JONCKHEER SCHUBERT & REED LLP	
23 24		Two Embarcadero Center, Suite 1050 San Francisco, CA 94111	
25		Telephone: 415-788-4220	
26		Local Counsel for Lead Plaintiff	
27			
28	STIPULATION AND [PROPOSED] ORDER RE BRIEFING ON MOTION TO CONSOLIDATE RELATED CASES CASE NO. C06-04327-JW AND CASE NO. CV-08-0246-JW	-2-	

1	DATED September 17, 2008	PETER A. WALD
2		PATRICK E. GIBBS
		DAVID M. FRIEDMAN VIVANN C. STAPP
3		LATHAM & WATKINS LLP
4		/s/ David M. Friedman
5		DAVID M. FRIEDMAN
6		505 Montgomery Street, Suite 2000 San Francisco, CA 94111
7		Telephone: 415-391-0600
8		Counsel for Defendant Ernst & Young LLP
9	DATED September 17, 2008	MELINDA HAAG
10		JAMES N. KRAMER
11		NANCY E. HARRIS REBECCA F. LUBENS
		ORRICK, HERRINGTON & SUTCLIFFE LLP
12 13		/s/ Nancy E. Harris
		NANCY E. HARRIS
14		The Orrick Building 405 Howard Street
15		San Francisco, CA 94105-2669 Telephone: 415-773-5700
16		Counsel for Defendant Lisa C. Berry
17		
18	*	* *
19	IT IS SO ORDERED AS MODIFIEI	D.
20	Dated: September 18, 2008	JamesUbse
21		The Hororable JAMES WARE
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28	STIPULATION AND [PROPOSED] ORDER RE BRIEFING ON MOTION TO CONSOLIDATE RELATED CASES CASE NO. C06-04327-JW AND CASE NO. CV-08-0246-JW	-3-