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17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN JOSE DIVISION

20 IN RE JUNIPER NETWORKS, INC.
21 SECURITIES LITIGATION
22
23 This Document Relates to:
24 All Actions
25
26 THE NEW YORK CITY EMPLOYEES'
27 RETIREMENT SYSTEMS, *et al.*,
28
29 Plaintiffs,
30
31 v.
32 LISA C. BERRY,
33 Defendant.

No. C 06-04327-JW
**STIPULATION AND [PROPOSED] ORDER
ENLARGING LEAD PLAINTIFF'S TIME TO
AMEND THE BERRY COMPLAINT AND
SCHEDULING CASE MANAGEMENT
CONFERENCE FOUND AS MOOT.**

BEFORE: Hon. James Ware

No. C08-0246-JW
BEFORE: Hon. James Ware

1 This Stipulation is entered into by and among Lead Plaintiff the New York City Pension
2 Funds, defendant Lisa C. Berry, defendants Juniper Networks, Inc., Scott Kriens, Pradeep
3 Sindhu, Marcel Gani, Robert M. Calderoni, Kenneth Goldman, William R. Hearst III, Stratton
4 Sclavos, Vinod Khosla, Kenneth Levy, and William R. Stensrud (the "Juniper Defendants") and
5 defendant Ernst & Young, by and through their respective attorneys of record.

6 WHEREAS, on January 14, 2008, Lead Plaintiff the New York City Pension Funds filed
7 an action captioned *The New York City Employees, Retirement Systems, et al., v. Lisa C. Berry*,
8 No. C08-0246-JW (the "Berry Action"), as a related case to the pending class actions under the
9 caption *In re Juniper Networks, Inc. Securities Litigation*, Lead Case No. C-06-04327-JW (the
10 "Juniper Action");

11 WHEREAS, by Order dated October 1, 2008, the Court denied the Juniper Defendants'
12 Motion to consolidate the Berry Action with the Juniper Action with leave to renew pending
13 resolution of the Motion to Dismiss in the Berry Action;

14 WHEREAS, by Order dated May 15, 2009, the Court (1) denied Ms. Berry's motion to
15 dismiss Lead Plaintiff's claims under sections 10(b) and 20(a) of the Exchange Act and SEC
16 Rule 10b-5; (2) gave Lead Plaintiff the option of filing, on or before June 5, 2009, an amended
17 complaint in the Berry Action that would "specify in greater detail the nature and extent of
18 Defendant's purported substantial participation" with respect to certain alleged misstatements in
19 the Berry Complaint; and (3) directed Lead Plaintiff and Berry to file a Joint Case Management
20 Statement on or before June 5, 2009, and appear for a Case Management Conference on June 15,
21 2009;

22 WHEREAS, counsel for Lead Plaintiff has conferred with counsel for Defendants
23 regarding, *inter alia*, filing an omnibus Joint Case Management Statement, and all counsel agree
24 and request that the status conference scheduled for June 15, 2009 apply in both the Berry Action
25 and the Juniper Action;

26 WHEREAS, Lead Plaintiff and defendant Berry agree that Lead Plaintiff's time to amend
27 the Complaint in the Berry Action should be extended from June 5, 2009 to July 9, 2009; and

28 STIPULATION AND [PROPOSED] ORDER ENLARGING LEAD PLAINTIFF'S TIME TO AMEND THE BERRY
COMPLAINT AND SCHEDULING CASE MANAGEMENT CONFERENCE
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Dated: May 29, 2009

LATHAM & WATKINS

By: _____ /s/

505 Montgomery Street, Suite 2000
San Francisco, CA 94111-6538
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Counsel for Defendant Ernst & Young

I, David C. Harrison, am the ECF user whose ID and password are being used to file this Stipulation and [Proposed] Order Consolidating Cases and Extending Lead Plaintiff's Time to Amend the Berry Complaint. In compliance with General Order 45, X.B., I hereby attest that Nancy Harris has concurred in this filing, and I have her manual signature on file.

Dated: May 29, 2009

ORRICK HERRINGTON & SUTCLIFFE LLP

By: _____ /s/

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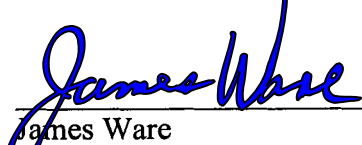
Counsel for Defendant Lisa C. Berry

* * *

ORDER

The stipulation is found as MOOT. Plaintiff has filed an Amended Complaint in the Berry Action on June 5, 2009. The Court declines to set a case management conference on June 15, 2009 in the Juniper Action as this time.

DATED: June 11, 2009 _____


James Ware
United States District Judge