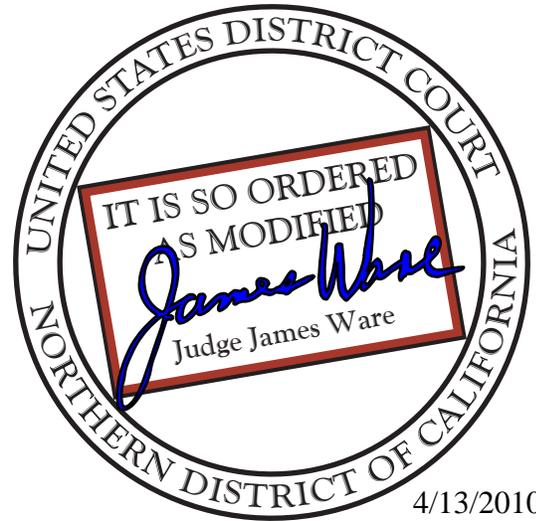


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12
 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE DIVISION

17 IN RE JUNIPER NETWORKS, INC.
 18 SECURITIES LITIGATION

CASE NO. 5:06-CV-04327-JW

19 STIPULATION AND [PROPOSED] ORDER
 REGARDING BRIEFING SCHEDULE AND
 HEARINGS ON CERTAIN MOTIONS

20 Before: Hon. James S. Ware

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1 WHEREAS, on March 25, 2010, Lead Plaintiff Filed a Motion for Modification
2 of Discovery Plan to Extend Merits Discovery, and noticed the motion for hearing on May 3,
3 2010 (Doc. 589);

4 WHEREAS, on April 2, 2010, this Court issued an Order Re Further Briefing
5 Regarding Plaintiff's Objection to Magistrate Judge's Ruling, requiring Defendant Ernst &
6 Young LLP ("EY") to respond to Plaintiff's Objection on or before April 9, 2010 and for
7 Plaintiff to reply on or before April 14, 2010 (Doc. 594);

8 WHEREAS, on April 2, 2010, this Court held a preliminary settlement approval
9 hearing regarding the settlement between Lead Plaintiff, the Juniper Defendants, and defendant
10 Lisa C. Berry, at which the Court issued a tentative order to grant the Motion for Preliminary
11 Approval, and took the matter under submission pending further order of the Court (Doc. 593);

12 WHEREAS, the settlement considered by the Court at the April 2, 2010 hearing
13 did not include a settlement of the remaining claim against EY;

14 WHEREAS, on April 6, 2010, EY and Lead Plaintiff reached an agreement in
15 principle to settle the claim asserted against EY;

16 WHEREAS, counsel for EY and Lead Plaintiff hope to include the settlement of
17 the claim against EY in the same notice and final approval process as the settlement considered
18 by the Court at the April 2, 2010 hearing;

19 WHEREAS, to that end, Lead Plaintiff anticipates filing a motion for preliminary
20 settlement approval on or about **April 23, 2010**

21 WHEREAS, Lead Plaintiff and EY believe it will be most efficient for the parties
22 and the Court to suspend briefing and argument on the pending discovery motions discussed
23 above while the parties focus on presenting the settlement for preliminary approval;

24 NOW THEREFORE, the parties hereby stipulate, and request that the Court
25 order, as follows:

- 26 1. Lead Plaintiff's Motion for Modification of Discovery Plan to Extend
27 Merits Discovery, currently scheduled for hearing on May 3, 2010, is taken off-calendar;
- 28 2. Defendant EY need not file a response to Plaintiff's Objection to

1 Magistrate Judge's Ruling on April 9, 2010, and the Objection to Magistrate Judge's Ruling will
2 not be ruled upon unless and until EY submits a response;

3 3. Lead Plaintiff shall file its motion for preliminary approval of settlement
4 and submit a revised Proposed Order Preliminarily Approving Settlement and Providing for
5 Notice on or about **April 23, 2010.**

6 IT IS SO STIPULATED.

7 Dated: April 7, 2010

8 LATHAM & WATKINS LLP

9 By /s/ David M. Friedman

10 Peter A. Wald
11 Patrick E. Gibbs
12 David M. Friedman
13 Andrew Farthing
14 Attorneys for Defendant
15 Ernst & Young LLP

16 Dated: April 7, 2010

17 LOWEY DANNENBERG COHEN & HART,
18 P.C.

19 By /s/ Barbara J. Hart

20 Barbara J. Hart
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Local Counsel for Lead Plaintiff

IT IS SO ORDERED AS MODIFIED:

The Court set the Hearing on Preliminary Approval of Settlement on **May 3, 2010 at 9:00 AM**

Dated: April 13, 2010


The Honorable James Ware

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ATTESTATION

I, David M. Friedman, am the ECF user whose identification and password are being used to file the STIPULATION AND [PROPOSED] ORDER REGARDING BRIEFING SCHEDULE AND HEARINGS ON CERTAIN MOTIONS. In compliance with General Order 45.X.B, I hereby attest that Barbara J. Hart concurs in this filing.

Dated: April 7, 2010

By: /s/ David M. Friedman