

United States District Court  
For the Northern District of California

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

E-FILED on 10/21/2008

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re FINISAR CORP. DERIVATIVE  
LITIGATION  
  
\_\_\_\_\_  
This Document Relates To:  
  
ALL ACTIONS.

No. C-06-07660 RMW  
ORDER VACATING HEARING DATE

The motions to dismiss presently set for hearing on October 31, 2008 are hereby submitted on the papers without oral argument. *See* Civil L.R. 7-1(b). The hearing date of October 31, 2008 is vacated. If, upon consideration of the matter, the court deems that oral argument is necessary or would be helpful to the court, the matter will be reset for hearing no earlier than December 5, 2008.

DATED: 10/21/2008

*Ronald M. Whyte*  
\_\_\_\_\_  
RONALD M. WHYTE  
United States District Judge

