

1 MELINDA HAAG (STATE BAR NO. 132612)
 mhaag@orrick.com
 2 JAMES N. KRAMER (STATE BAR NO. 154709)
 jkramer@orrick.com
 3 M. TODD SCOTT (STATE BAR NO. 226885)
 tscott@orrick.com
 4 LUCY B. RICCA (STATE BAR NO. 244885)
 lricca@orrick.com
 5 ORRICK, HERRINGTON & SUTCLIFFE LLP
 The Orrick Building
 6 405 Howard Street
 San Francisco, CA 94105-2669
 7 Telephone: 415-773-5700
 Facsimile: 415-773-5759

8 Attorneys for Defendant
 9 SUSAN SKAER

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION

14 SECURITIES AND EXCHANGE
 15 COMMISSION,

16 Plaintiff,

17 v.

18 MERCURY INTERACTIVE, LLC (F/K/A/
 MERCURY INTERACTIVE, INC.),
 19 AMNON LANDAN, SHARLENE
 20 ABRAMS, DOUGLAS SMITH and SUSAN
 SKAER,

21 Defendants.

Case No. 5:07-cv-02822-JF

**JOINT STIPULATION AND
 PROPOSED ORDER TO EXTEND
 DEFENDANTS LANDAN'S,
 ABRAMS' SMITH'S AND SKAER'S
 TIME TO FILE RESPONSIVE
 PLEADING TO THE FIRST
 AMENDED COMPLAINT**

Date:
 Time:
 22 Dept.: 3
 23 Judge: The Honorable Jeremy Fogel
 24
 25
 26
 27
 28

1 Plaintiff, the Securities and Exchange Commission ("SEC") and defendants
2 Amnon Landan, Sharlene Abrams, Douglas Smith and Susan Skaer ("Defendants"), through their
3 respective counsel, hereby stipulate and agree, with the Court's permission, that:

4 1. Defendants shall have until December 15, 2008 to file their motions to
5 dismiss or other responses to Plaintiff's First Amended Complaint;

6 2. Plaintiff shall have until January 29, 2009 to file its opposition to any such
7 motion to dismiss;

8 3. Defendants shall have until February 23, 2009 to file their replies in
9 support of any such motions to dismiss.

10 IT IS SO STIPULATED.

11 Dated: October 31, 2008

12 MELINDA HAAG
13 JAMES N. KRAMER
14 M. TODD SCOTT
15 LUCY E. BUFORD
16 Orrick, Herrington & Sutcliffe LLP

17 /s/ Todd Scott

18 _____
19 M. TODD SCOTT
20 Attorneys for Defendant
21 SUSAN SKAER

22 Dated: October 31, 2008

23 DAVID WILLIAMS
24 Securities and Exchange Commission

25 /s/ David Williams

26 _____
27 David Williams
28 Attorneys for Plaintiff
SECURITIES AND EXCHANGE COMMISSION

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

Dated: October 31, 2008

JOHN D. CLINE
K.C. MAXWELL
Jones Day

/s/ John D. Cline

John D. Cline
Attorneys for Defendant
AMNON LANDAN

Dated: October 31, 2008

C. BRANDON WISOFF
Farella, Braun & Martel

/s/ C. Brandon Wisoff

C. Brandon Wisoff
Attorneys for Defendant
SHARLENE ABRAMS

Dated: October 31, 2008

JEFFREY S. FACTER
EMILY V. GRIFFEN
Shearman & Sterling, LLP

/s/ Emily V. Griffen

Emily V. Griffen
Attorneys for Defendant
DOUGLAS SMITH

I hereby attest that I have on file written permission to sign this stipulation from all parties whose signatures are indicated by a "conformed" signature (/s/) within this efiled document.

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


[PROPOSED] ORDER

The Court, having considered the above stipulation of the parties, and good cause appearing, hereby ORDERS:

1. Defendants shall have until December 15, 2008 to file their motions to dismiss or other responses to Plaintiff's First Amended Complaint;
2. Plaintiff shall have until January 29, 2009 to file its opposition to any such motion to dismiss;
3. Defendants shall have until February 23, 2009 to file their replies in support of any such motions to dismiss.

IT IS SO ORDERED.

Dated: t t e s P



JEREMY FOGEL
United States District Court Judge