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 OPLINK COMMUNICATIONS, INC., and
 OPTICAL COMMUNICATION PRODUCTS,
 INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

19 FINISAR CORPORATION,
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 21 Plaintiff,
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 23 v.
 24 OPLINK COMMUNICATIONS INC., *ET*
 25 *AL.*
 26
 27 Defendants.

Case No. 5:10-cv-05617 EJD

JOINT STIPULATION AND [PROPOSED]
 ORDER EXTENDING MEDIATION
 DEADLINE

1 **Whereas**, the Court's February 24, 2011 Order Setting ADR Process directed the Parties
2 to participate in private mediation within 90 days of that Order;

3 **Whereas**, the parties have identified mutually agreeable mediators;

4 **Whereas**, Oplink's counsel, due to an upcoming trial, has requested to extend the deadline
5 to participate in private mediation until August 2011;

6 **Whereas**, Finisar is amenable to so extending the mediation deadline;

7 **Whereas**, the Parties have directly engaged in informal settlement discussions;

8 **Whereas**, based on the Parties' positions during those informal discussions, Finisar has
9 proposed that formal mediation may be more productive if further extended until after the claim
10 construction hearing in this case, which is scheduled for October 21, 2011;

11 **Whereas**, the Parties previously stipulated to extend the deadline for Defendants to
12 respond to Plaintiff's Complaint, and to extend the deadline to file a Joint Case Management
13 Statement;

14 **Whereas**, the Parties do not believe that an extension of the mediation deadline would
15 affect the Court's schedule for this case;

16 **Therefore**, the Parties hereby stipulate and move the Court to extend the deadline to
17 participate in private mediation until October 31, 2011.

18 ***So Stipulated:***

19
20 Dated: May 25, 2011

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

/s/ Harry F. Doscher

Harry F. Doscher

Attorneys for Plaintiff

FINISAR CORPORATION

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Dated: May 25, 2011

COOLEY LLP


/s/ Sarah J. Guske
Sarah J. Guske
Attorneys for Defendants
OPLINK COMMUNICATIONS, INC.
AND OPTICAL COMMUNICATION
PRODUCTS, INC.

Pursuant to General Order No. 45, Section X(B) regarding signatures, I, Harry F. Doscher, attest that concurrence in the filing of this document has been obtained from each of the other signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 25th day of May, 2011, at Cincinnati, Ohio.

/s/ Harry F. Doscher
Harry F. Doscher

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: May 25, 2011



The Honorable Edward J. Davila
United States District Judge