

1 COOLEY LLP  
 2 THOMAS J. FRIEL, JR.  
 3 (State Bar No. 80065)  
 4 (tfriel@cooley.com)  
 5 101 California Street, 5th Floor  
 6 San Francisco, CA 94111-5800  
 7 Telephone: (415) 693-2000  
 8 Facsimile: (415) 693-2222

9 MARK T. SMITH (State Bar No. 260845)  
 10 (msmith@cooley.com)  
 11 Five Palo Alto Square  
 12 3000 El Camino Real  
 13 Palo Alto, CA 94306  
 14 Telephone: (650) 843-5122  
 15 Facsimile: (650)857-0663

16 SARAH J. GUSKE (State Bar No. 232467)  
 17 (sguske@cooley.com)  
 18 WAYNE O. STACY (*pro hac vice*)  
 19 (wstacy@cooley.com)  
 20 BRIAN EUTERMOSER (*pro hac vice*)  
 21 (beutermoser@cooley.com)  
 22 380 Interlocken Crescent, Suite 900  
 23 Broomfield, CO 80021-8023  
 24 Telephone: (720) 566-4000  
 25 Facsimile: (720) 566-4099

26 Attorneys for Defendants  
 27 OPLINK COMMUNICATIONS, INC., and  
 28 OPTICAL COMMUNICATION  
 PRODUCTS, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

21 FINISAR CORPORATION, a Delaware  
 22 corporation,

23 Plaintiff,

24 v.

25 OPLINK COMMUNICATIONS, INC., a  
 26 Delaware corporation, OPTICAL  
 27 COMMUNICATION PRODUCTS, INC.,  
 28 a Delaware corporation,

Defendants.

Daniel Johnson, Jr. (State Bar No. 57409)  
 Michael J. Lyons (State Bar No. 202284)  
 Harry F. Doscher (State Bar No. 245969)  
 MORGAN, LEWIS & BOCKIUS LLP  
 2 Palo Alto Square  
 3000 El Camino Real, Suite 700  
 Palo Alto, CA 94306-2122  
 Telephone: 650.843.4000  
 Facsimile: 650.843.4001  
 E-mail: djjohnson@morganlewis.com  
 E-mail: mlyons@morganlewis.com  
 E-mail: hdoscher@morganlewis.com

Attorneys for Plaintiff  
 FINISAR CORPORATION

Case No. 5:10-cv-05617-EJD

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER EXTENDING  
 DEADLINE**

1           **Whereas**, on March 9, 2011, this Court entered a Patent Scheduling Order, which requires  
2 the parties to exchange Patent Local Rule 4-2 disclosures on June 6, 2011 (D.I. 30 at 3 (requiring  
3 parties to exchange Patent L.R. 4-2 disclosures 20 days after the Patent L.R. 4-1 disclosure  
4 exchange));

5           **Whereas**, Oplink Communications, Inc. and Optical Communication Products, Inc.  
6 (collectively, “Oplink”) have requested to extend the Patent Local Rule 4-2 disclosure deadline  
7 by four days, to June 10, 2011;

8           **Whereas**, Oplink has agreed to provide revised Patent L.R. 4-1 disclosures on June 6,  
9 2011, reducing in good faith the number of proposed claim terms for construction;

10           **Whereas**, Finisar Corporation has agreed to Oplink’s requested time extension;

11           **Whereas**, the parties hereby stipulate to extend the Patent Local Rule 4-2 disclosure  
12 deadline by four days, to June 10, 2011, and respectfully request that the Court permit the  
13 extension;

14           **Whereas**, the requested extension will not impact any other dates in this case;

15           **It is hereby Stipulated that:** The date for the parties to exchange Patent Local Rule 4-2  
16 disclosures shall be extended to June 10, 2011.

17           **So Stipulated:**

18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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: June 3, 2011

COOLEY LLP

s/ Sarah Guske  
Sarah J. Guske (232467)

Attorneys for Defendants  
OPLINK COMMUNICATIONS, INC., AND  
OPTICAL COMMUNICATION PRODUCTS,  
INC.

Dated: June 3, 2011

MORGAN, LEWIS & BOCKIUS LLP

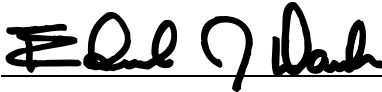
s/ Harry Doscher (with permission)  
Harry F. Doscher (245969)

Attorneys for Plaintiff  
FINISAR CORPORATION

*Filer's Attestation re signatures: Sarah J. Guske hereby attests that concurrence in the filing of this document has been obtained.*

*PURSUANT TO STIPULATION, IT IS SO ORDERED:*

Dated: June 6, 2011



Edward J. Davila  
United States District Court Judge

357489 v1/CO