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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re UTSTARCOM, INC. SECURITIES
LITIGATION

) Master File No. C-04-4908-JW(PVT)

) CLASS ACTION

This Document Relates To:

ALL ACTIONS.

) [PROPOSED] ORDER GRANTING
) PLAINTIFFS' MOTION FOR LEAVE TO
) FILE SECOND AMENDED COMPLAINT
) _____

1 Having considered the papers in support of and in opposition to plaintiffs' Motion for Leave
2 to File Second Amended Complaint (the "Motion"), the Court hereby grants plaintiffs' Motion and
3 orders plaintiffs to file their Second Amended Complaint in substantially the same form as attached
4 to their Motion within 20 days of entry of this Order.

5 IT IS SO ORDERED.

6 DATED: _____ THE HONORABLE JAMES WARE
7 UNITED STATES DISTRICT JUDGE

8 Submitted by:

9 DATED: November 23, 2005

10 LERACH COUGHLIN STOIA GELLER
11 RUDMAN & ROBBINS LLP
12 KIMBERLY EPSTEIN
13 SYLVIA SUM

14 _____ /S/
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DECLARATION OF SERVICE BY FAX AND UPS DELIVERY

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant’s business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on November 23, 2005, declarant served by UPS, next day delivery, the **[PROPOSED] ORDER GRANTING PLAINTIFFS’ MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT** to the parties listed on the attached Service List. Declarant also served the parties by facsimile.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 23rd day of November, 2005, at San Francisco, California.

/S/
DEBORAH R. DASH

UTSTARCOM 04 (CA) (LEAD)

Service List - 11/23/2005 (04-0558C)

Page 1 of 1

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