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8 Lead Counsel for Plaintiffs
9

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 In re UTSTARCOM, INC. SECURITIES) Master File No. C-04-4908-JW(PVT)
13 LITIGATION)
14 _____) CLASS ACTION
15 This Document Relates To:) STIPULATION TO EXTEND THE FILING
16 ALL ACTIONS.) OF THE CONSOLIDATED COMPLAINT
TO JUNE 28, 2005

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1 WHEREAS, on March 15, 2005, this Court entered an Order appointing as lead plaintiff
2 Locals 302 and 612 of the International Union of Operating Engineers-Employers Construction
3 Industry Retirement Trust and Erwin DeBruycker (collectively, the “Operating Engineers Group”)
4 (“Lead Plaintiff”) and approving Lead Plaintiff’s selection of Lerach Coughlin Stoia Geller Rudman
5 & Robbins LLP as lead counsel;

6 WHEREAS, currently, the deadline to file a consolidated complaint is set for May 16, 2005;
7 and

8 WHEREAS, the parties have met and conferred and have agreed, subject to the approval of
9 the Court, to extend the time for filing the consolidated complaint to June 28, 2005 to allow adequate
10 time for client involvement in the amendment process;

11 NOW, THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil L.R. 7-12, that:

- 12 1. Lead Plaintiff shall file the consolidated complaint on or before June 28, 2005;
- 13 2. Defendants shall file their response to the consolidated complaint on or before August
14 12, 2005;
- 15 3. Should defendants file a motion to dismiss, Lead Plaintiff shall file its opposition
16 thereto on or before September 27, 2005, and
- 17 4. Defendants shall file any reply in support of their motion to dismiss on or before
18 October 27, 2005.

19 DATED: May 10, 2005

LERACH COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
KIMBERLY C. EPSTEIN
SYLVIA SUM

/s/ Kimberly C. Epstein
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Lead Counsel for Plaintiffs

DATED: May 10, 2005

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Attorneys for Defendants

* * *

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

DATED: _____

THE HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE

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DECLARATION OF SERVICE BY MAIL AND FACSIMILE

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 May 10, 2005, declarant served the **STIPULATION TO EXTEND THE FILING OF THE CONSOLIDATED COMPLAINT TO JUNE 28, 2005** by depositing a true copy thereof in a United States mailbox at San Francisco, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List. Declarant also served the parties by facsimile.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 10th day of May, 2005, at San Francisco, California.

/S/ Deborah R. Dash
DEBORAH R. DASH

UTSTARCOM 04 (CA) (LEAD)

Service List - 4/20/2005 (04-0558C)

Page 1 of 1

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