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14 Overbeek; Kenneth D. Denman; Charles D. Kissner;
15 and Edward F. Thompson

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 In re SHORETEL, INC.
20 SECURITIES LITIGATION

Case No. C-08-00271-CRB

**[PROPOSED] ORDER GRANTING MOTION
TO DISMISS CONSOLIDATED AMENDED
CLASS ACTION COMPLAINT**

21 This Document Relates To:
22 ALL ACTIONS.

Date: November 7, 2008
Time: 10:00 a.m.
Courtroom: 8, 19th Floor
Judge: Hon. Charles R. Breyer

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[PROPOSED] ORDER

The motion to dismiss Plaintiffs’ Consolidated Amended Class Action Complaint (“Consolidated Complaint) brought by Defendants ShoreTel, Inc., John W. Combs, Michael E. Healy, Edwin J. Basart, Gary J. Daichendt, Thomas Van Overbeek, Kenneth D. Denman, Charles D. Kissner and Edward F. Thompson (collectively, the “ShoreTel Defendants) for failure to state a claim pursuant to Rules 12(b)(6) and 9(b) of the Federal Rules of Civil Procedure came on regularly for hearing before the Court on November 7, 2008.

The Court, having considered the papers in support of and in opposition to the motion, and having heard the arguments of counsel, and good cause appearing therefor, **HEREBY ORDERS:**

The ShoreTel Defendants’ motion to dismiss is **GRANTED**. Accordingly, the Consolidated Complaint against the ShoreTel Defendants is **DISMISSED WITH PREJUDICE**.

Dated: _____

The Honorable Charles R. Breyer
United States District Court Judge