

1 WHEREAS, the above-captioned action has been resolved pursuant to a Memorandum of
2 Understanding (the "MOU") and a Stipulation of Settlement signed by the parties;

3 WHEREAS, pursuant to the MOU and the Stipulation of Settlement, the Lead Plaintiff is in
4 the process of conducting confirmatory discovery;

5 WHEREAS, the proposed settlement is subject to Court approval; and

6 WHEREAS, the parties agree that, in light of the pending settlement, it is in the best interest
7 of judicial economy and the resources of the parties that the currently scheduled April 25, 2008
8 Case Management Conference before this Court be vacated.

9 IT IS HEREBY STIPULATED AND AGREED, by and between all parties, through their
10 respective undersigned attorneys, that the April 25, 2008 Case Management Conference be vacated.

11
12 DATED: April 14, 2008

Respectfully submitted,

13 HELLER EHRMAN LLP

14
15 By /s/ Cecilia Y. Chan

Cecilia Y. Chan

Attorneys for Defendant

16 MERCURY INTERACTIVE CORPORATION

17 DATED: April ____, 2008

LABATON SUCHAROW LLP

18
19 By _____

Michael H. Rogers

Attorneys for Lead Plaintiff

20 MERCURY PENSION FUND GROUP AND THE
21 CLASS

22 DATED: April 14, 2008

FARELLA BRAUN + MARTEL LLP

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24 By /s/ C. Brandon Wisoff

C. Brandon Wisoff

Attorneys for Defendant

25 SHARLENE ABRAMS
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1 DATED: April 14, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

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3 By /s/ M. Todd Scott

4 M. Todd Scott

Attorneys for Defendant

SUSAN SKAER

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6 DATED: April 14, 2008

JONES DAY

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8 By /s/ John D. Cline

John D. Cline

Attorneys for Defendant

AMNON LANDAN

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10 DATED: April 14, 2008

SHEARMAN & STERLING LLP

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12 By /s/ Emily Griffen

Emily Griffen

Attorneys for Defendant

DOUGLAS P. SMITH

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14
15 DATED: April 14, 2008

PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP

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17 By /s/ Eric S. Goldstein

Eric S. Goldstein

Attorneys for Defendants

IGAL KOHAVI, GIORA YARON AND YAIR
SHAMIR

18
19
20
21 DATED: April 14, 2008

GIBSON, DUNN & CRUTCHER LLP

22
23 By /s/ Scott Fink

Scott Fink

Attorneys for Defendant

PRICEWATERHOUSECOOPERS, LLP

ATTESTATION OF E-FILED SIGNATURE

I, Cecilia Y. Chan, attest that signatories have read and approved this Stipulation and [Proposed] Order Vacating the April 25, 2008 Case Management Conference, and consent to its filing in this action.

/s/ Cecilia Y. Chan
CECILIA Y. CHAN

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 4/16/08 _____



HONORABLE JEREMY FOGEL

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