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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VOLTERRA SEMICONDUCTOR CORPORATION, a Delaware corporation,

Plaintiff,

v.

PRIMARION, INC., a Delaware corporation, INFINEON TECHNOLOGIES AG, a German corporation, and INFINEON TECHNOLOGIES NORTH AMERICA CORPORATION, a Delaware corporation,

Defendant.

Case No. 08-5129 JCS

**STIPULATION AND [~~PROPOSED~~]
ORDER EXTENDING TIME TO
RESPOND TO DEFENDANTS' SECOND
AMENDED ANSWER, AFFIRMATIVE
DEFENSES, AND COUNTERCLAIMS**

Location: Courtroom G - 15th Floor
Judge: Honorable Joseph C. Spero

Complaint Filed: November 12, 2008
Trial Date: November 1, 2012

AND RELATED COUNTERCLAIMS

Pursuant to Civ. L.R. 6-1(b), the Parties to this Stipulation, Plaintiff Volterra Semiconductor Corporation and Defendants Primarion, Inc., Infineon Technologies North America Corp., and Infineon Technologies AG, by and through their respective counsel, jointly stipulate to extending the deadline for Volterra to respond to Defendants' Second Amended Answer Affirmative Defenses, and Counterclaims from January 30, 2012 to February 29, 2012.

1 Pursuant to Civ. L.R. 6-2(a), the Declaration of Jeffrey M. Fisher in Support of Stipulation
2 and [Proposed] Order Extending Time to Respond to Defendants’ Second Amended Answer,
3 Affirmative Defenses, and Counterclaims is being filed concurrently herewith. The Fisher
4 Declaration sets forth with particularity the reasons for the requested time modification, discloses
5 all previous time modifications in this case, and describes the effect the requested modification
6 would have on the schedule for this case.

7 The extension is sought at the request of Plaintiff because an *en banc* panel of the Federal
8 Circuit has recently vacated *Marine Polymer Technologies, Inc. v. Hemcon, Inc.*, 659 F.3d 1084
9 (Fed. Cir. 2011), a major authority upon which Defendants’ intervening rights defense is based.
10 *See* Docket. No. 1696. The addition of Defendants’ intervening rights defense is the only
11 amendment in Defendants’ Second Amended Answer. Additional time to respond to Defendants’
12 Second Amended Answer will allow the parties time to consider and further discuss the
13 implications of the pending *en banc* review. The requested time modifications will not alter the
14 existing schedule for the case.

15 AGREED AND SO STIPULATED.

16 Dated: January 30, 2012 FARELLA BRAUN + MARTEL LLP

17 I represent that concurrence in the filing of this
18 document has been obtained from each of the
19 other signatories which shall serve in lieu of
20 their signatures on this document.

By: /s/ Jeffrey M. Fisher
Jeffrey M. Fisher

Attorneys for Plaintiff
VOLTERRA SEMICONDUCTOR
CORPORATION, a Delaware corporation

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Dated: January 30, 2012

BAKER BOTTS L.L.P.

By: /s/ David G. Wille
David G. Wille

Attorneys for Defendants and
Counterclaimants PRIMARION, INC.,
INFINEON TECHNOLOGIES AG, and
INFINEON TECHNOLOGIES NORTH
AMERICA CORP.

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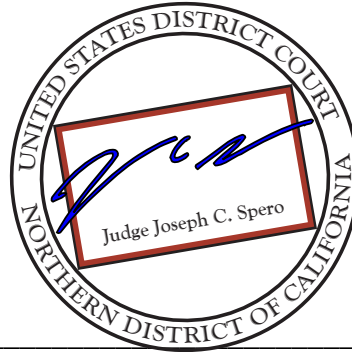
PROPOSED ORDER

PURSUANT TO STIPULATION IT IS ORDERED THAT:

The deadlines to respond to Defendants' Second Amended Answer, Affirmative Defenses and Counterclaims is extended from January 30, 2012 to February 29, 2012.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: January 31, 2012



THE HONORABLE JOSEPH C. SPERO