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MCDERMOTT WILL & EMERY LLP
ATTORNEYS AT LAW
PALO ALTO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VOLTERRA SEMICONDUCTOR CORPORATION, a Delaware corporation,
Plaintiff,

CASE NO. CV-08-5129 CRB
Judge Charles Breyer

v.

**STIPULATION AND ~~PROPOSED~~
ORDER SELECTING ADR PROCESS**

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

AND COUNTERCLAIMANTS

STIPULATION TO ALTERNATIVE DISPUTE RESOLUTION

Plaintiff Volterra Semiconductor Corporation and Defendants Primarion, Inc., and Infineon Technologies North America Corp. have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in private mediation. The parties are in the process of working out the details of the anticipated mediation and have exchanged with each other the

(No. CV-08-5129)

1 names of several potential mediators. The parties believe they will be able to reach agreement on
2 a mediator. The parties further agree to hold the private mediation session following the taking of
3 initial discovery by Volterra regarding infringement and initial discovery by Defendants
4 regarding their affirmative defenses. The parties intend to complete this initial discovery
5 sometime over the next 90 to 120 days. Thereafter, and following an opportunity to assess the
6 discovery obtained, the parties will mediate the matter.

7 Dated: February 25, 2009

FARELLA, BRAUN & MARTEL LLP
JEFFREY M. FISHER
ATTORNEY FOR PLAINTIFFS,
VOLTERRA SEMICONDUCTOR
CORPORATION

By: /s/
Jeffrey M. Fisher

12 Dated: February 25, 2009

McDERMOTT WILL & EMERY LLP
DAVID H. DOLKAS
ATTORNEY FOR DEFENDANTS,
PRIMARION, INC. AND INFINEON
TECHNOLOGIES NORTH AMERICAN
CORP.

By: /s/
David H. Dolkas

18 **PROPOSED ORDER**

19 Pursuant to the parties Stipulation To Alternative Dispute Resolution, the above-entitled
20 action is hereby referred to private mediation. The deadline for the parties to hold a private
21 mediation session is not later than September 1, 2009.

22 **IT IS SO ORDERED.**

24 Dated: February 26, 2009

UNITED STATES

