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1	James W. Morando (State Bar No. 087896)				
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3	jfisher@fbm.com Racheal Turner (State Bar No. 226441)				
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5	235 Montgomery Street, 17th Floor San Francisco, CA 94104				
6	Telephone: (415) 954-4400 Facsimile: (415) 954-4480				
7	Attorneys for Plaintiff VOLTERRA SEMICONDUCTOR CORPORATION				
8					
9	UNITED STATES DISTRICT COURT				
10	NORTHERN DIS	TRICT OF CALIFORNIA			
11	VOLTERRA SEMICONDUCTOR	Case No. CV-08-5129 JCS			
12	CORPORATION, a Delaware corporation,				
13	Plaintiff,	STIPULATION AND [PROPOSED] ORDER REGARDING DEADLINES FOR PRIFEINC ON THE PAPTIES? MOTIONS			
14	VS.	BRIEFING ON THE PARTIES' MOTIONS RELATED TO VOLTERRA'S SUBPOENA OF DR. RICHARD FAIR (Civil L.R. 6-2)			
15	PRIMARION, INC., a Delaware corporation, INFINEON				
16	TECHNOLOGIES AG, a German	Date: No Hearing Req'd [Local Rule 6-2(b)]			
17	corporation, and INFINEON TECHNOLOGIES NORTH AMERICA CORPORATION, a Delaware corporation,	Complaint Filed:November 12, 2008Trial Date:None set			
18	Defendants.				
19					
20	AND RELATED COUNTERCLAIMS.				
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Farella Braun & Martel LLP 235 Montgomery Street, 17th Floor San Francisco, CA 94104 (415) 954-4400	STIP AND [PROPOSED] ORDER RE BRIEFING ON MOTIONS RE FAIR SUBPOENA / Case No. CV-08-5129 JCS	23666\2140095.1			

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1	WHEREAS, on December 31, 2009, Defendants Primarion, Inc., Infineon Technologies		
2	North America Corp., and Infineon Technologies AG (collectively, "Defendants") filed a Motion		
3	for Protective Order and Motion to Quash Plaintiff's Subpoena Duces Tecum Served on Non-		
4	Party Witness, Dr. Richard Fair, Dkt. No. 613, ("Motion to Quash").		
5	WHEREAS, counsel for Plaintiff Volterra Semiconductor Corporation ("Volterra") and		
6	counsel for Defendants and Dr. Fair have met and conferred regarding Defendants' Motion to		
7	Quash and Volterra's anticipated Motion to Compel Dr. Fair to Produce Documents in Response		
8	to Volterra's Subpoena of Dr. Fair ("Motion to Compel").		
9	WHEREAS, the Parties agree that Defendants' Motion to Quash and Volterra's Motion to		
10	Compel should be heard on the same date because both motions address to what extent Dr. Fair		
11	should be required to produce documents in response to Volterra's Subpoena.		
12	WHEREAS, this Stipulation will change the date of the hearing on Defendants' Motion to		
13	Quash from February 5, 2010 to February 26, 2010, but it will not affect any other existing dates,		
14	including the Markman hearing presently set for January 22, 2010.		
15	Accordingly, pursuant to Civil Local Rule 6-2 and 7-12, the Parties request that the Court		
16	extend the deadlines related to Defendants' Motion to Quash and enter the following briefing		
17	schedule for Volterra's Motion to Compel:		
18	1. Volterra's Motion to Compel and Volterra's Opposition to Defendants' Motion to		
19	Quash will be due on January 22, 2010;		
20	2. Dr. Fair's Opposition to Volterra's Motion to Compel will be due on February 12,		
21	2010;		
22	3. Volterra's Reply in Support of its Motion to Compel and Defendants' Reply in		
23	Support of their Motion to Quash will be due February 19, 2010; and		
24	4. The Hearing on both Defendants' Motion to Quash and Volterra's Motion to		
25	Compel will be February 26, 2010 at 9:30 a.m.		
26	IT IS SO STIPULATED.		
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rtel LLP t, 17th Floor	STIP AND [PROPOSED] ORDER RE		

Farella Braun & Martel LLP 235 Montgomery Street, 17th Fl San Francisco, CA 94104 (415) 954-4400

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1 2	DATED: January 19, 2010		FARELLA BRAU	JN & MARTEL LLP	
3			By: /s/ Rachea Racheal Turn	1 Turner	
4					
5			Attorneys for VOLTERRA	Plaintiff SEMICONDUCTOR	
6			CORPORAT	ON	
7	DATED: January 19, 2010		McDERMOTT W	/ILL & EMERY LLP	
8					
9			By: David H. Dol	295	
10					
11			PRIMARION	Defendants , INC. and INFINEON GIES NORTH AMER	N ICA
12			CORPORAT	ION	
13			Attorneys for DR. RICHAR	Non-Party D FAIR	
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1	DATED: January 19, 2010	FARELLA BRAUN & MARTEL LLP
2		
3		By: <u>/s/ Racheal Turner</u> Racheal Turner
4		
5		Attorneys for Plaintiff VOLTERRA SEMICONDUCTOR CORPORATION
6		
. 7	DATED: January 19, 2010	McDERMOTT WILL & EMERY LLP
8		N 1
. 9	en e	By: David H. Dolkas
10		
11		Attorneys for Defendants PRIMARION, INC. and INFINEON TECHNOLOGIES NORTH AMERICA
12		CORPORATION
13		Attorneys for Non-Party DR. RICHARD FAIR
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Farella Braun & Martel LLP 235 Montgomery Street, 17th Floor San Francisco, CA 94104 (415) 954-4400	STIP AND [PROPOSED] ORDER RE BRIEFING ON MOTIONS RE FAIR - SUBPOENA / Case No. CV-08-5129 JCS	3 - 23666\2140095.1

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1	[PROPOSED] ORDER		
2	PURSUANT TO STIPULATION IT IS ORDERED THAT:		
3	The deadlines related to Defendants' Motion to Quash, Dkt. No. 613, and Volterra's		
4	Motion to Compel are as follows:		
5	1. Volterra's Motion to Compel and Volterra's Opposition to Defendants' Motion to		
6	Quash will be due on January 22, 2010;		
7	2. Dr. Fair's Opposition to Volterra's Motion to Compel will be due on February 12,		
8	2010;		
9	3. Volterra's Reply in Support of its Motion to Compel and Defendants' Reply in		
10	Support of their Motion to Quash will be due February 19, 2010; and		
11	4. The Hearing on both Defendants' Motion to Quash and Volterra's Motion to		
12	Compel will be February 26, 2010 at 9:30 a.m.		
13	IT IS SO ORDERED.		
14			
15	DATED: January 21, 2010		
16	THE Judge Joseph C. Spero		
17			
18	PRV DISTRICT OF C		
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28 Farella Braun & Martel LLP 235 Montgomery Street, 17th Floor	STIP AND [PROPOSED] ORDER RE		
San Francisco, CA 94104 (415) 954-4400	BRIEFING ON MOTIONS RE FAIR - 4 - 23666\2140095.1 SUBPOENA / Case No. CV-08-5129 JCS		