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12 Attorneys for Defendants Victor Viegas, Clent  
Richardson, Stephen Ambler, Anne DeGheest, John  
13 Hodgman, Emily Liggett, Jack Saltich, Robert Van  
Naarden and Immersion Corporation  
14

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17  
18 IN RE IMMERSION CORPORATION  
DERIVATIVE LITIGATION

19 This Document Relates To:  
20 ALL ACTIONS  
21

Lead Case No. 5:09-cv-04291-MMC  
(Derivative Action)

**STIPULATION AND ~~PROPOSED~~  
ORDER SETTING SCHEDULE FOR  
FILING OF CONSOLIDATED  
DERIVATIVE COMPLAINT AND  
RESPONSES THERETO**

(Civil L.R. 7-12)

Judge: The Honorable Maxine M. Chesney

1           **WHEREAS**, on November 17, 2009, this Court issued an order consolidating several  
2 related derivative complaints as *In re Immersion Corporation Derivative Litigation*, Lead Case  
3 No. 9-cv-04291-MMC, approving plaintiffs’ selection of Johnson Bottini, LLP and Harwood  
4 Feffer LLP as Co-Lead Counsel and Bramson, Plutzik, Mahler & Birkhaeuser as Liaison  
5 Counsel, and directing plaintiffs and defendants Victor Viegas, Clent Richardson, Stephen  
6 Ambler, Anne DeGheest, John Hodgman, Emily Liggett, Jack Saltich, Robert Van Naarden and  
7 nominal defendant Immersion Corporation (“Defendants”) (collectively, the “Parties”) to meet  
8 and confer following the appointment of a Lead Plaintiff and Lead Plaintiff’s Counsel in the  
9 related *In re Immersion Corporation Securities Litigation*, Case No. 09-cv-04073-MMC (the  
10 “Related Securities Litigation”) and submit a mutually agreeable schedule for the filing of a  
11 consolidated derivative complaint (the “Consolidated Derivative Complaint”) and for the briefing  
12 of responses thereto;

13           **WHEREAS**, on December 21, 2009, this Court issued an order appointing Lead Plaintiff  
14 and Lead Plaintiff’s Counsel in the Related Securities Litigation and, pursuant to such order, on  
15 January 8, 2010, the parties in the Related Securities Litigation filed with the Court a stipulation  
16 and proposed order setting the schedule for the filing of a consolidated complaint and responses  
17 thereto, which stated that Lead Plaintiff shall file a consolidated complaint no later than 60 days  
18 after Immersion’s anticipated restatement is filed with the Securities and Exchange Commission  
19 (“SEC”), but, absent further Order by the Court, in no event later than June 30, 2010;

20           **WHEREAS**, on July 1, 2009, Immersion Corporation (“Immersion” or the “Company”)   
21 announced that the Audit Committee of its Board of Directors was conducting an investigation  
22 into certain previous revenue transactions in Immersion’s Medical line of business;

23           **WHEREAS**, on August 10, 2009, Immersion (1) announced that its Audit Committee  
24 concluded that a restatement of the Company’s previously issued consolidated financial  
25 statements as of and for the year ended December 31, 2008 and auditor’s report thereon, and  
26 previously issued unaudited financial statements as of and for the periods ended March 31, 2009,  
27 December 31, 2008, September 30, 2008, June 30, 2008 and March 31, 2008, would be required  
28 (“Anticipated Restatement”); and (2) stated that it was diligently pursuing these matters and

1 intended to file its restatement as soon as reasonably practicable after the conclusion of the Audit  
2 Committee's investigation and analysis;

3 **WHEREAS**, on December 1, 2009, Immersion announced that it was working diligently  
4 towards filing its restatement with the SEC as soon as practicable; and

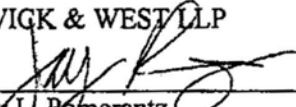
5 **WHEREAS**, because the Parties anticipate that Immersion's Anticipated Restatement  
6 may relate to matters underlying and/or relevant to the allegations in this action, the Parties  
7 respectfully submit that judicial resources and those of the Parties may be conserved and that  
8 judicial efficiency may be achieved if the Consolidated Derivative Complaint were permitted to  
9 be filed after the Anticipated Restatement.

10 **IT IS ACCORDINGLY STIPULATED**, pursuant to Civil L.R. 7-12, by and between  
11 undersigned counsel for the Parties that:

- 12 (i) Plaintiffs, through plaintiffs' Co-Lead Counsel, shall file a Consolidated  
13 Derivative Complaint no later than 90 days after the Anticipated Restatement is  
14 filed with the SEC, but, absent further Order by the Court, in no event later than  
15 July 30, 2010. The Consolidated Derivative Complaint will supersede all  
16 existing complaints filed in this action, and Defendants are not required to  
17 respond to any of the complaints filed in this action prior to the Consolidated  
18 Derivative Complaint;
- 19 (ii) The deadline for Defendants to move, answer or otherwise respond to the  
20 Derivative Consolidated Complaint shall be 60 days after the Consolidated  
21 Derivative Complaint is filed;
- 22 (iii) In the event Defendants move to dismiss the Consolidated Derivative  
23 Complaint, plaintiffs, through plaintiffs' Co-Lead Counsel, shall file their  
24 opposition(s) to Defendants' motion(s) no later than 60 days after such  
25 motion(s) are filed; and
- 26 (iv) In the event Defendants move to dismiss the Consolidated Derivative  
27 Complaint, Defendants shall file any replies to plaintiffs' opposition(s) to the  
28 motion(s) to dismiss no later than 40 days after such opposition(s) are filed.

1 Dated: January 20, 2010

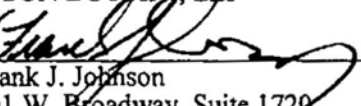
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7 John Hodgman, Emily Liggett, Jack Saltich,  
8 Robert Van Naarden and nominal defendant  
Immersion Corporation

9 Dated: January 14, 2010

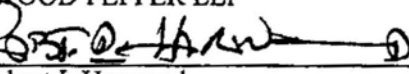
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14 Plaintiffs' Co-Lead Counsel

15 Dated: January 19, 2010

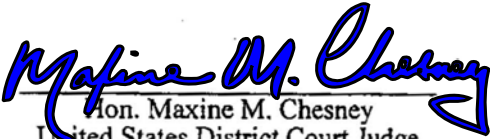
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19 Plaintiffs' Co-Lead Counsel

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 Dated: January 21, 2010

  
Hon. Maxine M. Chesney  
United States District Court Judge

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