

1 ALAN BLANKENHEIMER (Bar No. 218713)

Email: ablankenheimer@cov.com

2 JO DALE CAROTHERS (Bar No. 228703)

Email: jdcarothers@cov.com

3 COVINGTON & BURLING LLP

9191 Towne Centre Drive, Suite 1700

4 San Diego, CA 92122

Telephone: (858) 678-1800

5 Facsimile: (858) 678-1600

6 DANIELLE L. GOLDSTEIN

Email: dgoldstein@cov.com

7 COVINGTON & BURLING LLP

8 One Front Street

San Francisco, CA 94111

9 Telephone: (415) 591-6000

Facsimile: (415) 591-6091

10 **ATTORNEYS FOR PLAINTIFF**
11 **SILICON STORAGE TECHNOLOGY, INC.**

12 KIMBERLY P. ZAPATA.

(Cal. Bar No. 138291)

13 BECK, ROSS, BISMONTE, & FINLEY,
14 LLP

50 W. San Fernando Street, Suite 1300

15 San Jose, CA 95113

Tel: (408) 938-7900

16 Fax: (408) 938-0790

Email: kzapata@beckross.com

Of Counsel:

MICHAEL W. SHORE

Email: shore@shorechan.com

JEFFREY BRAGALONE

jbragalone@shorechan.com

17 SHORE CHAN BRAGALONE DEPUMPO
18 LLP

901 Main Street, Suite 3300

Dallas, Texas 75202

Tel: (214) 593-9110

Fax: (214)593-9111

18 **ATTORNEYS FOR DEFENDANT**
19 **XICOR LLC**

20 UNITED STATES DISTRICT COURT
21 FOR THE NORTHERN DISTRICT OF CALIFORNIA
22 SAN FRANCISCO DIVISION

22 SILICON STORAGE TECHNOLOGY,
23 INC.

24 Plaintiff,

25 v.

26 XICOR LLC.

27 Defendant.

CASE NO. CV 10-01515 MHP

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME FOR
PLAINTIFF SILICON STORAGE
TECHNOLOGY TO SERVE
OBJECTIONS AND RESPONSES
TO XICOR'S FIRST SET OF
REQUESTS FOR ADMISSIONS
AND FOURTH SET OF
REQUESTS FOR PRODUCTION**

[Civil L.R. 7-12]

1 Silicon Storage Devices, Inc. (“SST”) and Xicor LLC (“Xicor”) jointly submit this
2 Stipulation regarding the request to extend the time for service of SST’s Objections and
3 Responses to Xicor’s First Set of Requests for Admissions (“First Set of RFAs”) and Xicor’s
4 Fourth Set of Requests for Production (“Fourth Set of RFPs”) pursuant to Federal Rule of Civil
5 Procedure 6(b).

6 WHEREAS, on October 8, 2010, Xicor served its First Set of RFAs and Fourth Set of
7 RFPs on counsel for SST by email to Alan Blankenheimer and Jo Dale Carothers.

8 WHEREAS, although SST’s Objections and Responses to Xicor’s First Set of RFAs and
9 Fourth Set of RFPs were due to be served on November 8, 2010, SST served its Responses and
10 Objections to Xicor’s First Set of RFAs and Fourth Set of RFPs on November 15, 2010.

11 WHEREAS SST has represented to Xicor that the failure of SST to timely serve its
12 Objections and Responses to Xicor’s First Set of RFAs and Fourth Set of RFPs was the result of
13 inadvertence and excusable neglect, and Xicor met and conferred regarding concerns raised by
14 Xicor regarding certain of SST’s objections and responses to Xicor’s First Set of RFAs and
15 Fourth Set of RFPs.

16 WHEREAS SST has agreed to serve concurrently with this stipulation amended
17 Objections and Responses to Xicor’s First Set of RFAs and Fourth Set of RFPs, clarifying
18 certain responses and removing certain objections.

19 WHEREAS, based on the representations and clarifications made by SST, Xicor does
20 not oppose an extension of time for SST to serve its Objections and Responses to SST’s First
21 Set of RFAs and Fourth Set of RFPs.

22 Now, therefore, pursuant to Civil Local Rule 7-12, IT IS HEREBY STIPULATED AND
23 AGREED, by and between SST and Xicor, that:

24 With the Court’s approval, pursuant to Federal Rule of Civil Procedure 6(b)(1)(B), the
25 time for SST to serve Objections and Responses to Xicor’s First Set of Requests for Admissions
26 shall be extended from November 8, 2010 to November 15, 2010, and the time for SST to serve
27
28

1 Objections and Responses to Xicor's Fourth Set of Requests for Production shall be extended
2 from November 8, 2010 to November 15, 2010.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: January 3, 2011

Covington & Burling LLP

/s/ Heidi Maley Gutierrez
Heidi Maley Gutierrez
Attorneys for Plaintiff
Silicon Storage Technology, Inc.

Dated: January 3, 2011

Beck, Ross, Bismonte & Finley LLP

/s Kimberly P. Zapata
Kimberly P. Zapata
Attorneys for Defendants
Xicor LLC

PURSUANT TO STIPULATION, IT IS SO ORDERED

January 4, 2011



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ECF Certification

I, Heidi Gutierrez, am the ECF User whose identification and password are being used to file this STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR PLAINTIFF SILICON STORAGE TECHNOLOGY TO SERVE OBJECTIONS AND RESPONSES TO XICOR'S FIRST SET OF REQUESTS FOR ADMISSIONS AND FOURTH SET OF REQUESTS FOR PRODUCTION in compliance with General Order No. 45, Section X(B).

Dated: January 3, 2011

/s/ Heidi Maley Gutierrez
Heidi Maley Gutierrez
Attorneys for Plaintiff
Silicon Storage Technology, Inc.