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9 Attorneys for Defendants  
 10 E INK HOLDINGS, INC. and E INK CORPORATION

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN FRANCISCO DIVISION

15 COPYTELE, INC., a Delaware  
 16 Corporation,  
 17 Plaintiff,  
 18 v.  
 19 E INK HOLDINGS, INC., a Taiwanese  
 corporation; and E INK CORPORATION,  
 20 a Delaware corporation,  
 21 Defendants.

Case No. 3:13-cv-00378-EMC  
**STIPULATION AND [PROPOSED]  
 ORDER EXTENDING DEFENDANTS E  
 INK HOLDINGS, INC. AND E INK  
 CORPORATION'S TIME TO RESPOND  
 TO COMPLAINT**

[Civil L. R. 6-1(a)]

1           WHEREAS, on January 28, 2013, Plaintiff CopyTele, Inc. (“CopyTele”) filed a complaint  
2 (“Complaint”) against Defendants E Ink Holdings, Inc. (“E Ink Holdings”), a Taiwanese  
3 corporation, and E Ink Corporation (“E Ink Corp.”), a Delaware corporation;

4           WHEREAS, E Ink Corp.’s response to the Complaint was due on February 22, 2013;

5           WHEREAS, on February 15, 2013, CopyTele and E Ink Corp. agreed and stipulated to an  
6 interim extension until March 8, 2013, for E Ink Corp. to answer or otherwise respond to the  
7 Complaint while the parties finish their negotiations on a final extension; and

8           WHEREAS, E Ink Holdings has agreed to waive service of summons under Rule 4 of the  
9 Federal Rules of Civil Procedure and to waive any objections to the absence of a summons or  
10 service under the laws of the United States and Taiwan;

11           **IT IS HEREBY STIPULATED AND AGREED** that:

12           1.       E Ink Holdings shall waive service of summons under the Rule 4 of the Federal  
13 Rules of Civil Procedure, and it shall waive any objections to the absence of a summons or  
14 service under the laws of the United States and Taiwan.

15           2.       Pursuant to Civil Local Rule 6-1(a), E Ink Holdings and E Ink Corp. shall have 91  
16 days from the date of the filing of the complaint up to and including Monday, April 29, 2013, to  
17 answer or otherwise respond to the Complaint.

18 Dated: March 6, 2013

CROWELL & MORING LLP

*/s/ Beatrice B. Nguyen*

Beatrice B. Nguyen  
Attorneys for Defendants  
E INK HOLDINGS, INC. and  
E INK CORPORATION

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Dated: March 6, 2013

LIEFF, CABRASER, HEIMANN  
& BERNSTEIN, LLP

*/s/ David T. Rudolph*

Eric B. Fastiff  
David T. Rudolf  
Melissa Gardner  
Attorneys for Plaintiff  
COPYTELE, INC.

**ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories.

DATED: March 6, 2013

*/s/ Beatrice B. Nguyen*  
Beatrice B. Nguyen

**[PROPOSED] ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.** Defendants E Ink Holdings, Inc. and E Ink Corporation shall have up to and including April 29, 2013, to answer or otherwise respond to the Complaint.

Dated: March 11, 2013

