

1                                    IN THE UNITED STATES DISTRICT COURT  
 2                                    FOR THE NORTHERN DISTRICT OF CALIFORNIA

3  
 4 TESSERA, INC.,

No. C 05-4063 CW

5                                    Plaintiff,

ORDER REFERRING  
 TESSERA'S MOTION  
 TO MODIFY

6                                    v.

SCHEDULING ORDER  
 AS TO SILICONWARE  
 AND TO RESCHEDULE  
 UPCOMING  
 SILICONWARE  
 DEPOSITIONS  
 (Docket No. 1179)

7 ADVANCED MICRO DEVICES, INC.;  
 8 SPANSION, LLC; SPANSION, INC;  
 9 SPANSION TECHNOLOGY, INC.;  
 10 ADVANCED SEMICONDUCTOR  
 11 ENGINEERING, INC.; ASE (U.S.),  
 12 INC.; CHIPMOS TECHNOLOGIES, INC.;  
 13 CHIPMOS U.S.A., INC.; SILICONWARE  
 14 PRECISION INDUSTRIES CO., LTD.;  
 15 SILICONWARE USA, INC.;  
 16 STMICROELECTRONICS N.V.;  
 17 STMICROELECTRONICS, INC.; STATS  
 18 CHIPPAC, INC.; STATS CHIPPAC  
 19 (BVI), LTD.; and STATS CHIPPAC,  
 20 LTD.,

21                                    Defendants.

22 \_\_\_\_\_/  
 23 AND ALL RELATED COUNTERCLAIMS  
 24 \_\_\_\_\_/

25            Plaintiff Tessera, Inc. moves to postpone four depositions of  
 26 employees of Defendants Siliconware Precision Industries Limited  
 27 and Siliconware USA, Inc. (collectively, Siliconware Defendants)  
 28 scheduled for the week of March 4, 2013 to at least the week of  
 April 1, 2013. Tessera also seeks to extend the deadline for its  
 opening expert report for these Defendants by two and a half  
 months, from April 15, 2013 to July 1, 2013, and to extend the  
 deadline for Siliconware Defendants' rebuttal reports by fifteen  
 days, from July 15, 2013 to August 1, 2013.

Tessera acknowledges that discovery matters in this case have  
 been referred to a Special Master. It asserts that the Special  
 Master is unavailable to hear this matter until March 14, 2013.

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The Court REFERS the motion to the Special Master. The Court orders that the depositions of the Siliconware Defendants' witnesses shall proceed as scheduled at this time, provided that, if Tessera can show subsequently that it learned more information from its review of documents after the depositions that it could not have reasonably known to ask about at the depositions, it may ask the Special Master to authorize further depositions of these individuals, which he may be order done by written questions or by video conference. The Court refers the remainder of the motion to the Special Master for resolution at his convenience.

IT IS SO ORDERED.

Dated: 3/1/2013

  
CLAUDIA WILKEN  
United States District Judge