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15 **UNITED STATES DISTRICT COURT**  
 16 **NORTHERN DISTRICT OF CALIFORNIA**  
 17

18 *Sun Microsystems, Inc., et al. v. Hynix  
 Semiconductor, Inc., et al.*

19 *Unisys Corporation v. Hynix  
 Semiconductor, Inc., et al.*

20 *All American Semiconductor, Inc. v. Hynix  
 Semiconductor, Inc., et al*

21 *Edge Electronics, Inc. v. Hynix  
 Semiconductor, Inc., et al.*

22 *Jaco Electronics, Inc. v. Hynix  
 Semiconductor, Inc., et al.*

23 *DRAM Claims Liquidation Trust, by its  
 Trustee, Wells Fargo Bank, N.A. v. Hynix  
 Semiconductor, Inc., et al.*

Case Nos.: C-06-01665 PJH (Consolidated)  
 C-06-02915 PJH  
 C-07-01200 PJH  
 C-07-01207 PJH  
 C-07-01212 PJH  
 C-07-01381 PJH

Assigned for all purposes to the  
 Hon. Phyllis J. Hamilton

**STIPULATION AND [~~PROPOSED~~] ORDER  
 REGARDING PAGE LIMIT FOR JOINT  
 OPPOSITION TO NANYA DEFENDANTS'  
 SUMMARY JUDGMENT MOTIONS**

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**STIPULATION**

This Stipulation is entered into between plaintiffs Sun Microsystems, Inc., Unisys Corporation, All American Semiconductor, Inc., Edge Electronics, Inc., Jaco Electronics, Inc., and DRAM Claims Liquidation Trust (collectively, "Plaintiffs") and defendants Nanya Technology Corporation and Nanya Technology Corporation USA (collectively, "Defendants") in the above-captioned actions, and is made with regard to the following facts:

WHEREAS, the deadline to file oppositions to dispositive motions is September 24, 2008;

WHEREAS, the parties are cooperating with each other in order to coordinate the briefing of dispositive motions so that they will be able, to the extent possible, reduce the burden that such motions will impose upon the Court;

WHEREAS, Local Rule 7-4 (b) permits parties to submit briefs up to 25 pages "[u]nless the Court expressly orders otherwise pursuant to a party's request made prior to the due date";

WHEREAS, on July 30, 2008, each of the Defendants filed a motion for summary judgment (totaling two motions) relating to all six cases;

WHEREAS, Plaintiffs believe that collectively they will need no more than 35 pages to present their arguments in opposition to the two motions filed by Defendants' for summary judgment;

WHEREAS, Plaintiffs believe that by filing a Joint Opposition Brief on behalf of all six plaintiffs in response to both summary judgment motions filed by Defendants they will be able to reduce significantly the total number of pages that would be submitted if each Plaintiff were to file a separate brief in opposition to each of Defendants' motions in each case;

WHEREAS, Defendants have agreed to Plaintiffs' request for 10 additional pages for the above-described Joint Opposition Brief;

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1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED as follows:

- 2 1. Plaintiffs shall file a Joint Opposition Brief in response to Defendants' two  
3 Motions for Summary Judgment relating to all six cases that is of no more than 35  
4 pages in length.

5 **IT IS SO STIPULATED**

6 Dated: September 16, 2008

CROWELL & MORING LLP

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8  
9 By: /s/ David D. Cross  
David D. Cross

10 Attorneys for Plaintiffs  
11 SUN MICROSYSTEMS, INC.;  
12 UNISYS CORPORATION;  
13 ALL AMERICAN SEMICONDUCTOR, INC.;  
EDGE ELECTRONICS, INC. and  
JACO ELECTRONICS, INC.

14 Dated: September 16, 2008

LINDQUIST & VENNUM P.L.L.P.

15  
16 By: /s/ James M. Lockhart  
James M. Lockhart

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18 Attorneys for Plaintiff DRAM CLAIMS  
19 LIQUIDATION TRUST, BY ITS TRUSTEE,  
WELLS FARGO BANK, N.A.

20 Dated: September 16, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

21  
22  
23 By: /s/ Howard M. Ullman  
Howard M. Ullman

24 Attorneys for Defendants  
25 NANYA TECHNOLOGY CORPORATION and  
26 NANYA TECHNOLOGY CORPORATION USA  
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**ATTESTATION OF FILING**

I hereby attest that I have obtained concurrence in the filing of this document from the Plaintiffs and the Defendants listed in the signature blocks above.

/s/ David D. Cross  
David D. Cross

Attorneys for Plaintiffs  
SUN MICROSYSTEMS, INC.;  
UNISYS CORPORATION;  
ALL AMERICAN SEMICONDUCTOR, INC.;  
EDGE ELECTRONICS, INC. and  
JACO ELECTRONICS, INC.

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**PROPOSED ORDER**

Having reviewed the foregoing stipulated request, other matters properly before the Court, and the record in this case, and good cause appearing, it is hereby **ORDERED** that:

1. Plaintiffs shall have an additional 10 pages (*i.e.*, a total of 35 pages) for their joint brief in opposition to the two summary judgment briefs filed by defendants Nanya Technology Corporation and Nanya Technology Corporation USA relating to all six cases.

**IT IS SO ORDERED.**

Dated: September 19, 2008

