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11 aka Axpertec, Inc., KWI Technology,  
12 Inc. and Super-Flower Computer, Inc.

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21 Attorneys for Plaintiff  
22 TOPOWER COMPUTER INDUSTRIAL CO., LTD.

23 UNITED STATES DISTRICT COURT  
24  
25 NORTHERN DISTRICT OF CALIFORNIA  
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1 TOPOWER COMPUTER INDUSTRIAL  
2 CO., LTD.,

3 Plaintiff,

4 v.

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6 XION, INC. aka AXPERTEC, INC.;  
7 KWI TECHNOLOGY, INC.; HIGH  
8 PERFORMANCE ENTERPRISE,  
9 PLC d/b/a HIGH PERFORMANCE  
10 GROUP aka HIPER GROUP; HIGH  
11 PERFORMANCE GROUP, INC.  
12 d/b/a HIGH PERFORMANCE GROUP  
13 aka HIPER GROUP; SUPER-FLOWER  
COMPUTER, INC.,

14 Defendants.

Case No. C08-03584 WB

**STIPULATION AND  
[PROPOSED] ORDER  
EXTENDING TIME TO  
FILE RESPONSE**

Hon. Wayne Brazil

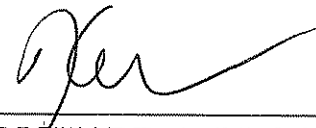
15 Pursuant to Local Civil Rule 6-2, Defendants XION, INC. aka AXPERTEC,  
16 INC., KWI TECHNOLOGY, INC., and SUPER-FLOWER COMPUTER, INC.  
17 ("together, "Defendants") and Plaintiff TOPOWER COMPUTER INDUSTRIAL CO.,  
18 LTD. ("Topower") hereby stipulate and agree that the deadline for Defendants to file a  
19 response to Topower's Complaint, as well as the time for Defendants to file a  
20 counterclaim, if any, be extended to November 3, 2008. Super-Flower is a Taiwanese-  
21 based company. There is a meeting between counsel and the client in late October.  
22 Counsel would like to discuss this case with the client face to face before filing  
23 responsive papers.

24 A declaration in support of this stipulated request is attached.

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Dated: October 17, 2008

BOWLES & VERNA LLP

By   
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RICHARD A. ERGO  
KENNETH G. JONES  
CATHLEEN S. HUANG  
Attorneys for Defendants Xion, Inc.  
aka Axpertec, Inc., KWI Technology, Inc.  
and Super-Flower Computer, Inc.

Dated: October 17, 2008

MOUNT & STOELKER

By: /s/ Kevin M. Pasquinelli  
Daniel S. Mount  
Kevin M. Pasquinelli  
Attorneys for Plaintiff  
Topower Computer Industrial Co. Ltd.

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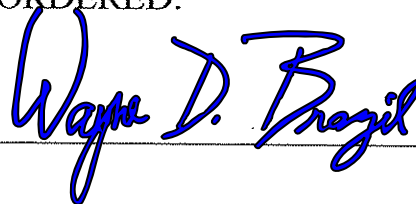
ORDER

The deadline for Defendants XION, INC. aka AXPERTEC, INC., KWI TECHNOLOGY, INC., and SUPER-FLOWER COMPUTER, INC. (together, "Defendants") to file a response to the complaint of Plaintiff TOPOWER COMPUTER INDUSTRIAL CO., LTD. ("Topower"), as well as the time for Defendants to file a counterclaim, if any, is extended to November 3, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 10/27, 2008

Hon.



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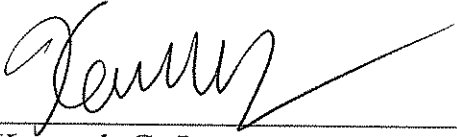
DECLARATION OF KENNETH G. JONES

I, Kenneth G. Jones, declare:

1. I am an attorney at law duly authorized to practice in this court. I am a partner at Bowles & Verna LLP and counsel of record for Defendants XION, INC. aka AXPERTEC, INC., KWI TECHNOLOGY, INC., and SUPER-FLOWER COMPUTER, INC. (together, "Defendants").

2 Super-Flower is a Taiwanese-based company. I will be travelling to Taipei to discuss this matter with my clients during the week of October 27, 2008. Consequently, I respectfully request that an brief extension to my clients' response deadline be granted so as to allow these face to face meetings to occur before a response is filed with the Court.

I declare under penalty of perjury under the law of the United States that the foregoing is true and correct. Executed on October 16, 2008, in San Francisco, California.

  
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Kenneth G. Jones