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 8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**

10 ADVANCED SEMICONDUCTOR  
 11 ENGINEERING, INC., ASE TEST LIMITED,  
 and ASE (U.S.) INC.,

12 Plaintiffs,

13 vs.

14 TESSERA, INC.,

15 Defendant.

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 18 TESSERA, INC.,

19 Counterclaimant,

20 vs.

21 ADVANCED SEMICONDUCTOR  
 22 ENGINEERING, INC., ASE TEST LIMITED,  
 and ASE (U.S.) INC.,

23 Counterclaim Defendants.

Case No.: 4:08-03726 (CW)

**STIPULATION AND ORDER TO STAY  
 ACTION IN ITS ENTIRETY PENDING A  
 FINAL ITC DETERMINATION AS  
 MODIFIED**

JUDGE: CLAUDIA WILKEN

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8 Attorneys for Plaintiffs  
9 CHIPMOS TECHNOLOGIES INC., CHIPMOS TECHNOLOGIES  
10 (BERMUDA) LTD. and CHIPMOS U.S.A., INC.

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

CHIPMOS TECHNOLOGIES INC.,  
CHIPMOS TECHNOLOGIES (BERMUDA)  
LTD. and CHIPMOS U.S.A., INC.,

Plaintiffs,

vs.

TESSERA, INC.,

Defendant.

TESSERA, INC.,

Counterclaimant,

vs.

CHIPMOS TECHNOLOGIES INC.,  
CHIPMOS TECHNOLOGIES (BERMUDA)  
LTD. and CHIPMOS U.S.A., INC.,

Counterclaim Defendants.

Case No.: 4:08-03827 (CW)

**STIPULATION AND] ORDER TO STAY  
ACTION IN ITS ENTIRETY PENDING A  
FINAL ITC DETERMINATION AS  
MODIFIED**

JUDGE: CLAUDIA WILKEN

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13 SILICONWARE PRECISION INDUSTRIES CO., LTD.  
14 and SILICONWARE U.S.A.

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

SILICONWARE PRECISION INDUSTRIES  
CO., LTD. and SILICONWARE U.S.A.,

Plaintiffs,

vs.

TESSERA, INC.,

Defendant.

TESSERA, INC.,

Counterclaimant,

vs.

SILICONWARE PRECISION INDUSTRIES  
CO., LTD. and SILICONWARE U.S.A.,

Counterclaim Defendants.

Case No.: 4:08-03667 (CW)

**STIPULATION AND ORDER TO STAY  
ACTION IN ITS ENTIRETY PENDING A  
FINAL ITC DETERMINATION AS  
MODIFIED**

JUDGE: CLAUDIA WILKEN


1 In light of the decision by the International Trade Commission (“ITC”) granting  
2 Tessera’s motion to amend the Complaint and Notice of Investigation adding U.S. Patent No.  
3 5,663,106 to the investigation entitled, *In the Matter of Certain Semiconductor Chips with*  
4 *Minimized Chip Package Size and Products Containing the Same (IV)*, ITC Inv. No. 337-TA-649  
5 (“the ‘649 Investigation”), the parties hereto stipulate a stay of the above-captioned proceedings  
6 in their entirety.

7 IT IS THEREFORE STIPULATED AND AGREED, between Plaintiffs, by their  
8 undersigned counsel, and Tessera, by its undersigned counsel, that:

9 These proceedings – including all claims and counterclaims – shall be stayed in their  
10 entirety. **The case management conference, previously set for February 17, 2009, is**  
11 **continued to June 16, 2009, at 2:00 p.m.**

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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14 Dated this 19th day of December, 2008.

  
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Honorable Claudia Wilken  
United States District Judge

15 Submitted by:

16 Dated: December 19, 2008

17 /s/  
\_\_\_\_\_  
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23 Dated: December 19, 2008

24 /s/  
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U.S.A.

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Dated: December 19, 2008

/s/

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Dated: December 19, 2008

/s/

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**SIGNATURE ATTESTATION**

I hereby attest that I have on file all holograph signatures and/or written concurrences for any signature indicated by a “conformed” signature (/s/) within this e-filed document.

\_\_\_\_\_/s/\_\_\_\_\_  
Gina A. Bibby