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12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 OAKLAND DIVISION

15		)	Case No. C 10-00945 CW
16	POWERTECH TECHNOLOGY INC.,	)	<b><u>CORRECTED JOINT STIPULATION</u></b> <b><u>AND [<del>PROPOSED</del>] ORDER</u></b> <b><u>CHANGING DATE OF UPCOMING</u></b> <b><u>CASE MANAGEMENT</u></b> <b><u>CONFERENCE AND RELATED</u></b> <b><u>DATES</u></b>
17	Plaintiff,	)	
18		)	
19	v.	)	
20		)	
21	TESSERA, INC.,	)	
22	Defendant.	)	
23		)	
24		)	
25		)	

1 IT IS HEREBY STIPULATED by and between Plaintiff Powertech Technology, Inc.  
2 (“Plaintiff”) and Defendant Tessera, Inc. (“Defendant”), by and through their counsel of record as  
3 follows:

4 1. WHEREAS, this Court issued a Related Case Order on March 22, 2010 in this  
5 declaratory judgment action (“the Action”) finding that the case known as *Siliconware Precision*  
6 *Industries Co., Ltd. et al. v. Tessera, Inc.*, Case No. C 08-03667 CW (“the *Siliconware Case*”), is  
7 related to this Action;

8 2. WHEREAS, this Court issued an Order on June 1, 2010 dismissing this Action;

9 3. WHEREAS, plaintiff Powertech Technology, Inc. filed a Notice of Appeal on  
10 August 6, 2010;

11 4. WHEREAS, the U.S. Court of Appeals for the Federal Circuit issued a published  
12 decision on September 30, 2011 to reverse and remand;

13 5. WHEREAS, pursuant to Federal Rules of Appellate Procedure 35 and 40 and  
14 Federal Circuit Rule of Practice 40, the mandate of the Court of Appeals will not issue unless the  
15 time permitted to seek rehearing of the final decision of that court expires, or unless that court  
16 denies rehearing if it is sought;

17 6. WHEREAS, the parties to this Action, by their undersigned counsel, report to the  
18 Court that, according to PACER, the Court of Appeals issued an order on October 27, 2011  
19 granting Tessera’s unopposed motion to extend time to seek rehearing until November 14, 2011;

20 7. WHEREAS, by minute order of October 13, 2011 this Court set a Case  
21 Management Conference in this Action for November 8, 2011 at 2:00 p.m., together with the  
22 related *Siliconware Case*;

23 8. WHEREAS, because a final resolution of the appeal of the dismissal of this Action,  
24 including appeals, is still pending, and the mandate of the Court of Appeals has not yet issued to  
25 this Court, and the parties to this Action believe that it would be most efficient to postpone the  
26 case management conference and related activity in this Action until approximately January 3,  
27 2011;

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SO STIPULATED.

Dated: October 28, 2011

By: /s/ Gina Bibby  
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Dated: October 28, 2011

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