

1 Parties Listed On Signature Page

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E-FILED - 9/24/08

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

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RAMBUS INC.,

CASE NO.: C 05-00334 RMW

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Plaintiff,

**STIPULATION AND [REDACTED]
ORDER TO EXTEND THE DEADLINES
FOR MCALEXANDER DEPOSITION AND
ANY RELATED DAUBERT BRIEFING**

13

vs.

Judge: Hon. Ronald M. Whyte
Courtroom: 6

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HYNIX SEMICONDUCTOR INC., et al.,

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Defendant.

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RAMBUS INC.,

CASE NO.: C 05-02298 RMW

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Plaintiff,

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vs.

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SAMSUNG ELECTRONICS CO., LTD.,
et al.,

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Defendant.

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RAMBUS INC.,

CASE NO. C-06-00244 RMW

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Plaintiff,

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vs.

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MICRON TECHNOLOGY INC., et al,

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Defendants.

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1 WHEREAS, the expert discovery cutoff for the jury trial commencing on January
2 19, 2009 (the "January 19 Trial") was set for October 10, 2008 by Order dated July 16, 2008;

3 WHEREAS, the Court's Order of July 16, 2008 provides that *Daubert* motions
4 must be filed by October 17, 2008, with oppositions due by October 31, 2008, and replies due by
5 November 7, 2008;

6 WHEREAS, the Manufacturers' expert Mr. McAlexander is not available for
7 deposition until October 14, 2008;

8 WHEREAS, the parties have agreed that Mr. McAlexander's deposition relating to
9 his invalidity report may be taken on October 14, 2008 if Rambus can file any *Daubert* motion
10 related to Mr. McAlexander's testimony on or before October 21, 2008;

11 WHEREAS, the Manufacturers have requested a corresponding extension of the
12 filing dates for the opposition and reply to any such *Daubert* motion;

13 WHEREAS, the parties agree that this extension will not impact the January 19,
14 2009 trial date;

15 WHEREAS, the parties have agreed to the following briefing schedule for any
16 *Daubert* motion related to Mr. McAlexander;

17 NOW, THEREFORE, IT IS ORDERED THAT

18 The close of expert discovery in the above-caption actions shall be extended to
19 accommodate the agreement of counsel regarding Mr. McAlexander's deposition set forth above;

20 Rambus shall file any *Daubert* motion relating to Mr. McAlexander on or before
21 October 21, 2008;

22 The Manufacturers will file their opposition to any such motion on or before
23 November 4, 2008;

24 Rambus will file its reply on or before November 11, 2008.

25 SO ORDERED

26 DATED: 9/24/08

Ronald M. Whyte

27 The Honorable Ronald M. Whyte

28 District Judge

1 DATED: September 19 , 2008

THERESA E. NORTON
ORRICK HERRINGTON & SUTCLIFFE
LLP

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By: /s/ Theresa E. Norton
THERESA E. NORTON

Attorneys for NANYA TECHNOLOGY
CORPORATION and NANYA
TECHNOLOGY CORPORATION USA

Filer's Attestation:

I, Jennifer L. Polse, am the ECF user whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER TO EXTEND THE DEADLINES FOR THE MCALEXANDER DEPOSITION AND ANY RELATED DAUBERT BRIEFING**. In compliance with General Order 45.X.B, I hereby attest that Theodore Brown, Sven Raz, Matthew Antonelli and Theresa Norton concur in this filing.

By: /s/ Jennifer L. Polse
Jennifer L. Polse