

1 [Parties Listed on Signature Page]

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E-FILED - 11/19/08

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

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<p>RAMBUS INC.,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>HYNIX SEMICONDUCTOR INC., et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>CASE NO.: C 05-00334 RMW</p> <p>STIPULATION AND []</p> <p>ORDER ON PRETRIAL SCHEDULE</p> <p>Trial Date: January 19, 2009</p> <p>Courtroom: 6</p> <p>Judge: Hon. Ronald M. Whyte</p>
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<p>RAMBUS INC.,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>SAMSUNG ELECTRONICS CO., LTD., et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>CASE NO.: C 05-02298 RMW</p>
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<p>RAMBUS INC.,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>MICRON TECHNOLOGY INC., et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>CASE NO.: C 06-00244 RMW</p>
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1 **STIPULATION AND ORDER**

2 WHEREAS, the scheduling order dated July 16, 2008, in the above-captioned
3 actions (“Patent Trial Scheduling Order”) sets certain pretrial deadlines for the trial that is
4 scheduled to begin on January 19, 2009, including the hearing date for *Daubert* motions and
5 dispositive motions, and the briefing schedule for *Daubert* motions, dispositive motions, and
6 motions *in limine*;

7 WHEREAS, the parties previously stipulated to alter the briefing schedule and
8 hearing date for the *Daubert* motions and dispositive motions via a joint stipulation and proposed
9 order filed on October 2, 2008 and signed by the Court on October 15, 2008;

10 WHEREAS, due to scheduling conflicts, the parties have agreed to reschedule the
11 hearing on *Daubert* motions and dispositive motions from December 2, 2008, to the afternoon of
12 December 11, 2008;

13 WHEREAS, the parties have further agreed to amend the briefing schedule for
14 *Daubert* motions, dispositive motions, and motions *in limine*;

15 WHEREAS, the parties are continuing to discuss other pretrial deadlines for the
16 January 19, 2009 trial set forth in the Court’s Standing Order Re: Pretrial Preparation, and,
17 subject to reaching agreement on these other pretrial deadlines, intend to file a comprehensive
18 joint stipulation on the pretrial schedule for the January 19, 2009 trial, covering pretrial filings
19 addressed in both the Patent Trial Scheduling Order and the Court’s Standing Order;

20 NOW therefore, it is hereby AGREED and STIPULATED, by and among the
21 parties hereto through their undersigned counsel, that the following hearing date for *Daubert*
22 motions and dispositive motions, and briefing schedules for *Daubert* motions, dispositive
23 motions, and motions *in limine*, shall be in place and shall supersede those set forth in the Patent
24 Trial Scheduling Order and the October 15, 2008 Stipulation and Order:

- 25 1. November 14, 2008: Deadline to file oppositions to *Daubert* motions and
26 dispositive motions;¹

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28 ¹ Deadlines for oppositions and replies on *Daubert* motions and dispositive motions apply to
motions filed on October 24, 2008, and October 27, 2008.

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2. November 25, 2008: Deadline to file replies to *Daubert* motions and dispositive motions;
3. December 3, 2008: Deadline to file motions *in limine*;
4. December 11, 2008 at 2:00 p.m.: Hearing on *Daubert* motions and dispositive motions;
5. December 12, 2008: Deadline to file oppositions to motions *in limine*.

SO ORDERED,

DATED: 11/18/08



Honorable Ronald M. Whyte

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DATED: November 7, 2008

ROBERT BEREZIN
WEIL, GOTSHAL & MANGES LLP

By: /s/
ROBERT BEREZIN

Attorneys for SAMSUNG ELECTRONICS
CO., LTD., SAMSUNG ELECTRONICS
AMERICA, INC., SAMSUNG
SEMICONDUCTOR, INC., AND SAMSUNG
AUSTIN SEMICONDUCTOR, L.P.

DATED: November 7, 2008

THERESA E. NORTON
ORRICK HERRINGTON & SUTCLIFFE
LLP

By: /s/
THERESA E. NORTON

Attorneys for NANYA TECHNOLOGY
CORPORATION and NANYA
TECHNOLOGY CORPORATION USA

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Filer's Attestation:

I, Rosemarie T. Ring am the ECF User whose identification and password are being used to file this **STIPULATION AND (PROPOSED) ORDER ON PRETRIAL SCHEDULE**. In compliance with General Order 45.X.B., I hereby attest that Theodore Brown III, Sven Raz, Robert Berezin and Theresa Norton concur in this filing.

By: /s/ _____
ROSEMARIE T. RING