1 WHEREAS, Defendants' motions to dismiss were heard by this Court on April 24, 2009 2 and the Court advised the parties that an opinion would likely be issued in June 2009; 3 WHEREAS, on April 24, 2009, the Court scheduled a Case Management Conference for 4 June 19, 2009 based on the likely timing of the Court's opinion on Defendants' motions to 5 dismiss: 6 WHEREAS, Plaintiffs' counsel have a conflict with the June 19, 2009 date and counsel for 7 the Defendants are willing to continue the date; and 8 WHEREAS, the parties have agreed to continue the date of the Case Management 9 Conference and respectfully request the Court to continue the conference from June 19, 2009 at 10 10:30 a.m. to July 10, 2009 at 10:30 a.m. when all counsel are available. IT IS SO STIPULATED. 11 Respectfully Submitted, 12 DATED: May 22, 2009 WOLF HALDENSTEIN ADLER 13 FREEMAN & HERZ LLP FRANCIS M. GREGOREK 14 FRANCIS A. BOTTINI, JR. 15 16 17 18 750 B Street, Suite 2770 San Diego, CA 92101 19 Telephone: 619/239-4599 Facsimile: 619/234-4599 20 DATED: May 22, 2009 BARROWAY TOPAZ KESSLER 21 MELTZER & CHECK, LLP 22 23 /s/Eric L. Zagar ERIC L. ZAGAR 24 25 280 King of Prussia Road Radnor, PA 19087 26 Telephone: 610/667-7706 Facsimile: 610/667-7056 27 28

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- 1		

ORDER

The Case Management Conference is continued from June 19, 2009 to July 10, 2009 at 10:30 a.m.

IT IS SO ORDERED.

DATED: ____5/27/09

HOORABLE ELEMY FOGES UNITED STATES DISTRICT COURT JUDGE

DECLARATION OF SERVICE

- I, Marta Stasik, the undersigned, declare:
- 1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interested in the within action; that declarant's business address is 750 B Street, Suite 2770, San Diego, California 92101.
- 2. That on May 22, 2009, declarant served the STIPULATION AND [PROPOSED] ORDER RESCHEDULING CASE MANAGEMENT CONFERENCE PRESENTLY SCHEDULED FOR JUNE 19, 2009 via CM/ECF to the parties listed on the attached Service List.
 - 3. That there is regular communication between the parties.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 22nd day of May 2009, at San Diego, California.

MARTA STASIK

SILICON STORAGE TECHNOLOGY, INC. Service List -- May 22, 2009 Page 1

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