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6 Attorneys for Nominal Defendant  
 SILICON STORAGE TECHNOLOGY, INC.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 In re SILICON STORAGE TECHNOLOGY,  
 11 INC., DERIVATIVE LITIGATION

Master File No. C06-04310 JF

12 **STIPULATION AND [~~PROPOSED~~] ORDER**  
**TO EXTEND TIME TO FILE RESPONSIVE**  
**PLEADINGS**

Trial Date: None

13  
 14 This Document Relates To:

15 ALL ACTIONS.

16 **WHEREAS**, On May 9, 2008, Lead Plaintiffs filed their Second Amended Complaint;

17 **WHEREAS**, Lead Plaintiffs, nominal defendant Silicon Storage Technology, Inc. (“SST”)  
 18 the individual defendants, and the parties in the related state action, *Alex Chuzhoy v. Bing Yeh, et*  
 19 *al.*, Santa Clara Case No. 106CV074026, (the “Parties”) all met in Palo Alto, California on  
 20 May 20, 2008 to participate in an all day settlement meeting in order for the Company to share  
 21 information with plaintiffs relating to the audit committee chair’s investigation and findings and  
 22 the filing of the Company’s restatement and to discuss the settlement of the derivative litigation;

23 **WHEREAS**, the Parties and representatives of SST’s insurance carriers participated in an  
 24 all day mediation with the Hon. William Cahill on July 31, 2008;

25 **WHEREAS**, the Parties and representatives of SST’s insurance carriers are currently  
 26 engaging in further settlement discussions with the assistance of the Hon. William Cahill;

27 **WHEREAS**, pursuant to the Order dated August 22, 2008, Defendants response to the  
 28 Second Amended Complaint is due on October 3, 2008;

1           **WHEREAS**, due to the prior and current settlement discussions, and the parties' focus  
2 thereon, Defendants have requested and Lead Plaintiffs consent to an extension of two weeks for  
3 which defendants to file a response to the Second Amended Complaint;

4           **WHEREAS** , subject to the Court's approval, the parties stipulate as follows:

5           1.       Defendants shall file and serve answers or otherwise respond to the Amended  
6 Complaint by October 17, 2008. In the event that Defendants file and serve any motion to  
7 dismiss or other motion directed at the Amended Complaint, Lead Plaintiffs shall file and serve  
8 an opposition by December 5, 2008. If Defendants file and serve a reply to Lead Plaintiffs'  
9 opposition, they will do so by January 7, 2008. The hearing on Defendants' motion to dismiss or  
10 other responsive pleading shall be January 16, 2009 or other date as ordered by the Court.

11           2.       By executing this Stipulation, the parties have not waived and expressly retain all  
12 claims, defenses and arguments whether procedural, substantive or otherwise. This stipulation is  
13 without prejudice to any subsequent motion to stay this action, or any objections or defenses  
14 thereto, and this Order is entered without prejudice to the rights of any party to apply for a  
15 modification of this Order.

16 Dated: September 30, 2008

COOLEY GODWARD KRONISH LLP

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19 By \_\_\_\_\_ /s/  
Grant P. Fondo

Attorneys for Nominal Defendant  
SILICON STORAGE TECHNOLOGY, INC

20  
21 Dated: September 30, 2008

SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP

22  
23  
24 By \_\_\_\_\_ /s/  
Nichole Browning

Co-Lead Counsel for Lead Plaintiffs

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Dated: September 30, 2008

WOLF HALDENSTEIN ADLER FREEMAN & HERZ  
LLP

By \_\_\_\_\_ /s/  
Betsy C. Manifold

Co-Lead Counsel for Lead Plaintiffs

Dated: September 30, 2008

MCDERMOTT, WILL & EMERY LLP

By \_\_\_\_\_ /s/  
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YEY AND YAW WEN HU

Dated: September 30, 2008

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