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 8 Wu And Nominal Defendant Atmel Corporation

9
 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION

13 In re ATMEL CORPORATION DERIVATIVE
 14 LITIGATION

Master File No. CV 06-4592-JF

DERIVATIVE ACTION

15 _____
 16 This Document Related To:
 17 All Actions

**STIPULATION AND [PROPOSED]
 ORDER EXTENDING
 DEFENDANTS' DATE TO RESPOND
 TO COMPLAINT**

Assigned to Judge Jeremy Fogel

1 Plaintiffs and defendants, through their respective counsel, present the following stipulation
2 to the Court for approval:

3 WHEREAS, defendants' date to respond to plaintiffs' Verified Amended Consolidated
4 Shareholder Derivative Complaint (the "Complaint") is currently set for January 5, 2009;

5 WHEREAS, the parties attempted to resolve this matter during two mediation sessions, held
6 on October 24 and November 18, but were unable to reach a resolution;

7 WHEREAS, Atmel and the individual defendants have requested an extension of time and
8 the parties agree that, for the convenience of the parties and the Court, the aforementioned date
9 should be extended;

10 THEREFORE, IT IS STIPULATED AND AGREED by the parties through their respective
11 counsel of record, that the defendants' date to respond to the Complaint shall be moved to January 19,
12 2009.

13 IT IS FURTHER STIPULATED AND AGREED by the parties through their respective
14 counsel of record, that defendants' answer to plaintiffs' Verified Amended Consolidated Shareholder
15 Complaint shall be deemed to answer the Verified Shareholder Derivative Complaint filed by Patrick
16 McWeeny on February 2, 2008 ("McWeeny Complaint"), and defendants shall not be required to
17 answer the McWeeny Complaint separately.

18 Dated: December 29, 2008

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22 By: /s/ Brian L. Levine
Brian L. Levine

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24 Attorneys for Defendants Francis Barton, Kris Chellam,
25 Donald Colvin, Pierre Fougere, Norman T. Hall, Jeffrey B.
26 Katz, Chaiho Kim, Jack Peckham, Bernard Pruniaux, David
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28 Ching Wu And Nominal Defendant Atmel Corporation

1 Dated: December 29, 2008

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6 Co-Lead Counsel for Plaintiffs

7 Dated: December 29, 2008

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Betsy C. Manifold

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14 Co-Lead Counsel for Plaintiffs

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16 I, Brian L. Levine, am the ECF User whose ID and password are being used to file this
17 Stipulation. In compliance with General Order 45, X.B., I hereby attest that the parties have
18 concurred in this filing.
19

20
21 **ORDER**

22 Pursuant to the parties' stipulation, IT IS SO ORDERED.

23
24
25 Dated: 1/5/09



JEREMY FOGEL
UNITED STATES DISTRICT COURT JUDGE