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8 Attorneys for Defendant  
 9 J. Michael Ross

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

14 In re ATMEL CORPORATION  
 15 DERIVATIVE LITIGATION,

Master File No. CV 06-4592-JF

16 This Document Relates To:  
 17 ALL ACTIONS.

16 **STIPULATION AND ~~PROPOSED~~**  
**ORDER AMENDING J. MICHAEL**  
**ROSS' ANSWER TO THE FIRST**  
**AMENDED COMPLAINT**

18 DERIVATIVE ACTION

19 JUDGE: Hon. Jeremy Fogel

21 J. Michael Ross and Plaintiffs, through their respective counsel, present the following  
 22 stipulation to the Court for approval:

24 WHEREAS, Mr. Ross filed his answer to the First Amended Complaint ("FAC") on  
 25 August 14, 2008;

26 WHEREAS, after Mr. Ross filed his answer, Plaintiffs and counsel for Atmel Corp. (and  
 27 several individual defendants) filed a stipulation continuing Defendants' date to respond to the  
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FAC;

WHEREAS, the deadline to respond to the FAC is now January 20, 2009;

WHEREAS, Mr. Ross seeks to amend his answer filed August 14, 2008;

THEREFORE, IT IS STIPULATED AND AGREED by Mr. Ross and Plaintiffs, through their respective counsel of record, that Mr. Ross may file an amended answer to the FAC.

Dated: January 20, 2009

MICHAEL D. TORPEY  
KENNETH P. HERZINGER  
ANDREW M. PURDY  
KAREN J. STAMBAUGH  
Orrick, Herrington & Sutcliffe LLP

*/s/ Karen J. Stambaugh*  
\_\_\_\_\_  
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Attorneys for Defendant  
J. Michael Ross

Dated: January 20, 2009

ERIC L. ZAGAR  
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*/s/ Nichole Browning*  
\_\_\_\_\_  
NICHOLE BROWNING  
Co-Lead Counsel for Plaintiffs

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Dated: January 20, 2009

FRANCIS M. GREGOREK  
BETSY C. MANIFOLD  
FRANCIS A. BOTTINI, JR.  
RACHELE R. RICKERT  
MARISA C. LIVESAY  
WOLF HALDENSTEIN ADLER FREEMAN  
& HERZ LLP

/s/ Betsy C. Manifold

BETSY C. MANIFOLD  
Co-Lead Counsel for Plaintiffs

I, Karen J. Stambaugh, am the ECF User whose ID and password are being used to file this Stipulation. In compliance with General Order 45, X.B., I hereby attest that the parties have concurred in this filing.

**ORDER**

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

Dated: t e t s A

  
JEREMY FOGEL  
UNITED STATES DISTRICT COURT JUDGE