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1/16/2009

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11 AVAGO TECHNOLOGIES FIBER IP  
 12 (SINGAPORE) PTE. LTD., *et al.*,  
 13 Plaintiff,  
 14 vs.  
 15 EMCORE CORP., *et al.*,  
 16 Defendant.

17 Case No.: C 08-3248-JW

18 **STIPULATION TO EXTEND TIME  
 19 FOR EMCORE CORPORATION TO  
 20 FILE AN ANSWER TO COMPLAINT**

21 Under the Local Rules of the United States District Court, Northern District of California, Rule  
 22 6.1(a), plaintiffs Avago Technologies U.S., Inc., Avago Technologies International Sales Pte.  
 23 Limited, Avago Technologies Japan, Ltd., and Avago Technologies Canada Corp., on the one  
 24 hand, and defendant Emcore Corporation (“Emcore”), on the other hand, stipulate to an extension  
 25 of time for Emcore to answer or otherwise respond to plaintiffs’ Complaint, based on the fact that  
 26 plaintiffs anticipate filing a First Amended Complaint. Plaintiffs and Emcore stipulate that Emcore  
 27 will file an Answer, assuming that the allegations against Emcore in the First Amended Complaint  
 28 are the same as those in the Complaint. The parties further stipulate that Emcore will file its  
 responsive pleading by no later than February 2, 2009, provided that plaintiffs file their First  
 Amended Complaint by January 22, 2009. If plaintiffs file the First Amended Complaint

1 thereafter, Emcore will file a responsive pleading within ten days. If plaintiffs do not file a First  
2 Amended Complaint, Emcore will file an Answer in response to the Copmlaint by February 2,  
3 2009.

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5 It is so stipulated.

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Date: 1/06/09

HOPKINS & CARLEY

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By \_\_\_\_\_

Erik P. Khoobyarian

Attorneys for Plaintiffs

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Date: 1/06/09

REDENBACHER & BROWN, LLP

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By \_\_\_\_\_

John C. Brown

Attorneys for defendant, EMCORE CORP.

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