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13 Attorneys for Plaintiff and Counterclaim-Defendant  
 Freescale Semiconductor, Inc.

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 15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN JOSE DIVISION

18 Freescale Semiconductor, Inc., a  
 19 corporation,

20 Plaintiff,

21 vs.

22 ChipMOS Technologies, Inc., a  
 corporation,

23 Defendant.

CASE NO. 5:09-CV-03689-JF-PSG

**STIPULATED REQUEST TO MODIFY  
 BRIEFING SCHEDULE RE CHIPMOS'  
 MOTION FOR RECONSIDERATION;  
 DECLARATION OF SHANÉE Y. W.  
 NELSON; [PROPOSED] ORDER**

JURY TRIAL DEMANDED

24  
 25 AND RELATED COUNTERCLAIMS.

Complaint filed: July 13, 2009  
 Trial Date: TBD

1 Pursuant to Local Rule 6-2, Plaintiff and Counterclaim Defendant Freescale  
2 Semiconductor, Inc. ("Freescale") and Defendant and Counterclaimant ChipMOS Technologies,  
3 Inc. ("ChipMOS") jointly submit this Stipulated Request for an extension of time to file and serve  
4 their Opposition and Reply briefs regarding ChipMOS' Motion for Reconsideration.

5 The dates for filing the Response and the Reply were set by the Court's Order filed  
6 September 22, 2011 [Docket No. 156]. Under the September 22, 2011 Order, ChipMOS' opening  
7 brief is currently due on October 17, 2011, Freescale's Opposition is currently due on October  
8 31, 2011, and ChipMOS' Reply is currently due on November 7, 2011. The parties have agreed  
9 to extend the dates for Freescale's Opposition and ChipMOS's Reply. The parties' proposed  
10 revised briefing schedule is as follows:

11 ChipMOS' Opening Brief: October 17, 2011

12 Freescale's Opposition Brief: November 7, 2011

13 ChipMOS's Reply Brief: November 14, 2011

14 This request for an extension is supported by the Declaration of Shanée Y. W. Nelson  
15 being filed herewith.

16 DATED: September 27, 2011

Respectfully submitted,

17 COOLEY LLP  
18 RONALD S. LEMIEUX  
19 VID R. BHAKAR  
SHANÉE Y.W. NELSON

20 By: /s/ Shanée Y. W. Nelson

SHANÉE Y. W. NELSON

21 Attorneys for Defendant and Counterclaimant  
22 ChipMOS Technologies, Inc.

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24 In accordance with General Order No. 45, Section X(B), the above signatory attests that  
25 concurrence in the filing of this document has been obtained from the signatory below.  
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DATED: September 27, 2011

JONES DAY  
GREG L. LIPPETZ  
JACQUELINE K. S. LEE

By: /s/ Jacqueline K. S. Lee  
JACQUELINE K. S. LEE

Attorneys for Plaintiff and Counterclaim-Defendant  
Freescale Semiconductor, Inc.

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**DECLARATION OF SHANÉE Y. W. NELSON**

I, Shanée Y. W. Nelson, declare

1. I am an attorney at the law firm of Cooley LLP, counsel in this action for Defendant and Counterclaimant ChipMOS Technologies, Inc. (“ChipMOS”). I have personal knowledge of the facts contained within this declaration, and if called as a witness, could testify competently to the matters contained herein.

2. On Friday, September 23, 2011 I contacted Jacqueline Lee, counsel for Freescale, requesting Freescale’s agreement to modify the briefing schedule set by the Court’s September 22, 2011 Order to accommodate the international travel schedule of Ron Lemieux, counsel for ChipMOS. Mr. Lemieux’s travel plans were booked several weeks prior to the Court’s Order.

3. The parties have conferred and agreed to an extension of time to file the Opposition and Reply briefs regarding ChipMOS’ Motion for Reconsideration pursuant to the schedule requested in the Stipulated Request.

4. There have been no previous modifications to the briefing schedule set in the Court’s September 22, 2011 Order.

5. The requested time modification will have no effect on any other deadlines set by the Court or on the schedule for this case.

I declare under penalty of perjury that to the best of my knowledge the foregoing is true and correct. Executed on September 27, 2011 in Palo Alto, California.


/s/ Shanée Y. W. Nelson  
Shanée Y. W. Nelson

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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2011

  
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Jeremy Fogel  
United States District Judge