

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

XPOINT TECHNOLOGIES, INC.,

Plaintiff,

v.

**MICROSOFT CORP., INTEL CORP.,
MARVELL TECHNOLOGY GROUP LTD.,
MARVELL SEMICONDUCTOR, INC.,
HEWLETT-PACKARD CO., CYPRESS
SEMICONDUCTOR CORP., QUICKLOGIC
CORP., QUALCOMM INC., FREESCALE
SEMICONDUCTOR HOLDINGS I, LTD.,
FREESCALE SEMICONDUCTOR, INC.,
TEXAS INSTRUMENTS INC.,
ALACRITECH, INC., GOOGLE INC., T-
MOBILE USA, INC., HTC CORP., HTC
AMERICA, INC., APPLE INC., SONY
CORP., SONY ERICSSON MOBILE
COMMUNICATIONS AB, SONY
ERICSSON MOBILE COMMUNICATIONS
(USA), INC., KONINKLIJKE PHILIPS
ELECTRONICS N.V., PHILIPS
ELECTRONICS NORTH AMERICA CORP.,
LG ELECTRONICS, INC., LG
ELECTRONICS MOBILECOMM USA,
INC., RESEARCH IN MOTION LTD.,
RESEARCH IN MOTION CORP.,
MOTOROLA, INC., NOKIA CORP.,
NOKIA INC., PALM, INC., NVIDIA CORP.,
ADVANCED MICRO DEVICES, INC.,
DELL INC., TOSHIBA CORP., TOSHIBA
AMERICA INFORMATION SYSTEMS,
INC., ASUSTEK COMPUTER INC., ASUS
COMPUTER INTERNATIONAL, ACER
INC., ACER AMERICA CORP., CISCO
SYSTEMS, INC., ZORAN CORP., AT&T
MOBILITY LLC, CELLCO PARTNERSHIP,
and SPRINT NEXTEL CORP.,**

Defendants.

Civil Action No. 09-CV-00628 (SLR)

STIPULATION AND ORDER FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED by Plaintiff and Defendant Motorola, Inc. (“Motorola”), subject to the approval of the Court, that:

1. Motorola waives any defenses or objections to personal jurisdiction, any defect in the Summons, and service of the Summons, Complaint and Amended Complaint.
2. Motorola’s time to answer, move against or otherwise respond to the Amended Complaint in this action shall be extended to and including December 18, 2009.

BOUCHARD MARGULES &
FRIEDLANDER, P.A.

MORRIS, NICHOLS, ARSHT
& TUNNELL LLP

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*Attorney for Defendant
Motorola, Inc.*

SO ORDERED, this _____ day of _____, 2009.

Judge