

1 Bob Steinberg (S.B.N. 126407)
bob.steinberg@lw.com
2 LATHAM & WATKINS LLP
355 South Grand Avenue
3 Los Angeles, CA 90071-1560
Telephone: (213) 485-1234
4 Facsimile: (213) 891-8763

5 Sean S. Pak (S.B.N. 219032)
sean.pak@lw.com
6 LATHAM & WATKINS LLP
505 Montgomery Street
7 Suite 2000
San Francisco, California 94111-6538
8 Telephone: (415) 391-0600
Facsimile: (415) 395-8095

9 Michael W. De Vries (S.B.N. 211001)
10 mike.devries@lw.com
LATHAM & WATKINS LLP
11 650 Town Center Drive, 20th Floor
Orange County, California 92626-1925
12 Telephone: (714) 540-1235
Facsimile: (714) 755-8290

13 Attorneys for Plaintiff
14 BROADCOM CORPORATION

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

19 BROADCOM CORPORATION and
ATHEROS COMMUNICATIONS, INC.,

20
21 Plaintiffs,

22 v.

23 WI-LAN, INC.,

24 Defendant.

Case No. C 08-cv-5543 (JW)

**DECLARATION OF MICHAEL W. DE
VRIES IN SUPPORT OF STIPULATED
REQUEST FOR ORDER TO EXTEND TIME
TO FILE RESPONSE TO WI-LAN'S
MOTION TO CHANGE THE TIME FOR
WI-LAN'S RESPONSE TO THE
COMPLAINT**

1 I, Michael W. De Vries, hereby declare as follows:

2 1. I am an active member of the State Bar of California and an attorney with
3 Latham & Watkins LLP, counsel of record for Broadcom Corporation (“Broadcom”) in
4 *Broadcom Corporation, et al. v. Wi-LAN, Inc.*, United States District Court for the Northern
5 District of California Case No. C 08-05543 JW. I make this declaration based on my own
6 personal knowledge, and if called as a witness, I could and would competently testify thereto.

7 2. The parties seek this stipulation to allow the parties adequate time to seek
8 to resolve the subject of Wi-LAN, Inc.’s (“Wi-LAN”) pending Motion Pursuant to Civil Local
9 Rule 6-3 to Change the Time for Wi-LAN’s Response to the Complaint by agreement and to
10 permit Plaintiffs adequate time to respond to such Motion.

11 3. The only other time modification in this case was the January 5, 2009
12 Stipulation and Order extending Wi-LAN’s deadline to respond to the Complaint – filed on
13 December 10, 2008 – to February 2, 2009.

14 4. The time modification requested in this stipulation will not have any affect
15 on any other dates or deadlines in this action.

16 I declare under penalty of perjury under the laws of the United States and the
17 State of California that the foregoing is true and correct and that this declaration was executed by
18 me on January 26, 2009 at Costa Mesa, California.

19
20
21
22
23
24
25
26
27
28

/S/
Michael W. De Vries

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

The undersigned certifies that on this 26th day of January, 2009, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document through the Court's CM/ECF system. Any other counsel of record will be served by a facsimile transmission and/or first class mail.

Michael W. De Vries