

TO: Mail Stop 8 Director of the U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been

filed in the U.S. District Court Northern District of California on the following Patents or Trademarks:

DOCKET NO. CV 08-05129 RS	DATE FILED 11/12/2008	U.S. DISTRICT COURT 280 South First Street, Rm 2112, San Jose, CA 95113
PLAINTIFF VOLTERRA SEMICONDUCTOR		DEFENDANT PRIMARION INC
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,278,264		SEE ATTACHED COMPLAINT
2 6,462,522		
3 6,713,823		
4 6,020,729		
5 6,225,795		

In the above—entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK Richard W. Wiekling	(BY) DEPUTY CLERK Betty Walton	DATE November 13, 2008
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DEMAND FOR JURY TRIAL

Pursuant to Federal Rule of Civil Procedure 38(b), Plaintiff Volterra Semiconductor Corporation hereby demands a trial by jury on all issues so triable.

DATED: November 12, 2008

FARELLA BRAUN & MARTEL LLP

By: 
Jeffrey M. Fisher

Attorneys for Plaintiff
VOLTERRA SEMICONDUCTOR
CORPORATION

ORIGINAL
FILED

NOV 12 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

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10 VOLTERRA SEMICONDUCTOR CORPORATION

RS

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

CV 08 5129

13 VOLTERRA SEMICONDUCTOR
14 CORPORATION, a Delaware corporation,

Case No. _____

15 Plaintiff,

16 **PLAINTIFF VOLTERRA
SEMICONDUCTOR CORPORATION'S
COMPLAINT FOR PATENT
INFRINGEMENT**

17 vs.

18 **DEMAND FOR JURY TRIAL**

19 PRIMARION, INC. a Delaware
20 corporation, INFINEON
TECHNOLOGIES AG, a German
corporation, and INFINEON
TECHNOLOGIES NORTH AMERICA
CORPORATION, a Delaware corporation,

21 Defendants.

22
23 Plaintiff Volterra Semiconductor Corporation ("Volterra") hereby alleges as follows:

24 **PARTIES**

25 1. Plaintiff Volterra is a Delaware corporation with its principal place of business in
26 Fremont, California, and is registered to do and is doing business in the State of California.
27 Volterra designs, develops, and markets proprietary, high-performance analog and mixed-signal
28 power management semiconductors for the computing, storage, networking, and consumer

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1 markets. Volterra's core products are integrated voltage regulator semiconductors and scalable
2 voltage regulator semiconductor chipsets that are used to transform, regulate, deliver, and monitor
3 the power consumed by digital semiconductors, such as microprocessors, graphics processors,
4 digital signal processors, and memory. Volterra's power management solutions are incorporated
5 into products from leading system designers.

6 2. Volterra is informed and believes, and on that basis alleges, that Defendant
7 Primarion, Inc. ("Primarion") is a Delaware corporation with its principal place of business in
8 Torrance, California, and is registered to do and is doing business in the State of California.

9 3. Volterra is informed and believes, and on that basis alleges, that Defendant
10 Infineon Technologies AG ("Infineon") is a German corporation headquartered in Neuburg,
11 Germany. According to Infineon's June 30, 2008 Quarterly Report, Infineon acquired Primarion
12 on April 28, 2008 for cash consideration of \$50 million "plus a contingent performance-based
13 payment of up to \$30 million, in order to further strengthen [Infineon's] activities in the field of
14 power management applications."

15 4. Volterra is informed and believes, and on that basis alleges, that Defendant
16 Infineon operates in the United States by, among other things, offering its products for sale
17 through its subsidiary Infineon Technologies North America Corporation ("Infineon N.A.").
18 Volterra is informed and believes, and on that basis alleges, that Defendant Infineon N.A. is a
19 Delaware corporation with its principal place of business in Milpitas, California, and is registered
20 to do and is doing business in the State of California.

21 JURISDICTION AND VENUE

22 5. This is an action for patent infringement arising under the patent laws of the
23 United States, codified at 35 U.S.C. § 1 *et seq.* This Court has subject matter jurisdiction over
24 this action pursuant to 28 U.S.C. §§ 1331 and 1338(a).

25 6. Defendants are subject to personal jurisdiction in this judicial district because, on
26 information and belief, Primarion's principal place of business is in California, Infineon N.A.'s
27 principal place of business is in the Northern District of California, and the Defendants'
28 infringing activities have occurred and continue to occur in this district. Volterra is further

1 informed and believes, and on that basis alleges, that the accused products have been advertised,
2 marketed, promoted, and offered for sale by the Defendants in this district. Indeed, Volterra is
3 informed and believes, and on that basis alleges, that a Primarion representative publicly
4 discussed, promoted, and offered to sell the accused products at a September 2008 industry
5 conference in Burlingame, California. Volterra is further informed and believes, and on that basis
6 alleges, that Defendants have provided evaluation kits containing the accused products to
7 potential customers in this district in an effort to solicit sales of such products.

8 7. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391(b) and (c) and
9 28 U.S.C. § 1400(b).

10 INTRADISTRICT ASSIGNMENT

11 8. This is an intellectual property action and is therefore exempt from intradistrict
12 assignment under Civil Local Rule 3-2(c). Pursuant to Civil Local Rule 3-2(c), intellectual
13 property actions are assigned on a district-wide basis.

14 FIRST CLAIM FOR RELIEF

15 [Infringement of U.S. Patent No. 6,278,264]

16 9. Volterra adopts and incorporates by reference the allegations of paragraphs 1
17 through 8 above as if fully set forth herein.

18 10. On August 21, 2001, the United States Patent and Trademark Office duly and
19 legally issued United States Patent No. 6,278,264, entitled "Flip-Chip Switching Regulator" (the
20 "'264 Patent"), to inventors Andrew J. Burstein and Charles Nickel. A true and correct copy of
21 the '264 Patent is attached hereto as Exhibit A.

22 11. Volterra is the owner by assignment of all rights, title and interest in the '264
23 Patent.

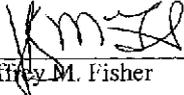
24 12. Volterra is informed and believes and on that basis alleges that, in violation of 35
25 U.S.C. § 271, Defendants have infringed and are infringing, directly, indirectly, contributorily
26 and/or by inducement, the '264 Patent by making, using, offering to sell, and/or selling integrated
27 power stages for voltage regulator applications and related products within the United States
28 and/or by importing such products into the United States.

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6. For such other and further relief as this Court deems just and proper.

Dated: November 12, 2008

FARELLA BRAUN & MARTEL LLP

By: 
Jeffrey M. Fisher

Attorneys for Plaintiff
VOLTERRA SEMICONDUCTOR
CORPORATION