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5 Attorneys for Defendants  
 Hitachi America, Ltd. and Hitachi Electronic  
 6 Devices (USA), Inc.

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10  
 11 Aspen Building Technology, Inc., on  
 behalf of itself and all others situated,

12 Plaintiff,

13 v.

14 LG-Philips LCD Co. Ltd., LG Philips LCD  
 15 America, Inc.; Samsung Electronics Co.  
 Ltd.; Sharp Corporation; Sharp Electronics  
 16 Corporation; Toshiba Corporation Toshiba  
 Matsushita Display Technology Co., Ltd.;  
 17 Hitachi Ltd.; Hitachi Displays, Ltd.;  
 Hitachi America Ltd.; Hitachi Electronic  
 18 Devices (USA), Inc.; Epson Imaging  
 Devices Corporation; NEC Corporation;  
 19 NEC LCD Technologies, Ltd.; NEC  
 Electronics America, Inc.; IDT  
 20 International Ltd.; AU Optronics;  
 International Display Technology Co.,  
 21 Ltd.; International Display Technology  
 USA Inc.; AU Optronics Corporation  
 22 America; Chi Mei Optoelectronics; Chi  
 Mei Optoelectronics USA, Inc.; Chunghwa  
 23 Picture Tubes Ltd.; and Hannstar Display  
 Corporation,

24 Defendants.

Case No. 07-CV-2995

**STIPULATION AND ORDER FOR  
 EXTENSION OF TIME**

Honorable Jeffrey S. White

**STIPULATION FOR EXTENSION OF TIME**

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WHEREAS plaintiff filed a complaint in the above-captioned case on or about June 8, 2007;

WHEREAS plaintiff alleges antitrust violations by manufacturers of Liquid Crystal Display (“LCD”) products;

WHEREAS more than one hundred and thirty complaints have been filed to date in federal district courts throughout the United States by plaintiffs purporting to bring class actions on behalf of direct and indirect purchasers alleging antitrust violations by manufacturers of LCD products (collectively, “the LCD Cases”);

WHEREAS on March 29, 2007, the Judicial Panel on Multidistrict Litigation (“JPML”) heard argument regarding a motion to transfer approximately 20 of the LCD cases to a single district for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407;

WHEREAS on April 17, 2007, the JPML issued an order (a true and correct copy of which is attached as Exhibit A) providing that (1) the 20 LCD cases that were the subject of the initial motion to consolidate involve common questions of fact; (2) centralization under 28 U.S.C. § 1407 will serve the convenience of the parties and witnesses and promote the just and efficient conduct of the litigation; (3) centralization is necessary to eliminate duplicative discovery, prevent inconsistent pretrial rulings, and conserve the resources of the parties, their counsel and the judiciary; (4) ordering the transfer of the cases to the Honorable Susan Y. Illston in the United States District Court for the Northern District of California (“the MDL transferee court”) for coordinated or consolidated pretrial proceedings and (5) designating over 100 additional related actions (including this action), as potential tag-along actions per JPML ruled 7.4 and 7.5;

WHEREAS plaintiff anticipates the possibility of Consolidated Amended Complaints in the LCD Cases;

WHEREAS plaintiff and Hitachi America, Ltd. (“HAL”) and Hitachi Electronic Devices (USA), Inc. (“HED-US”) have agreed that an orderly schedule for any response to the pleadings in the LCD Cases would be more efficient for the parties and for the Court;

WHEREAS plaintiff agrees that the deadline for HAL and HED-US to respond to the

1 Complaint shall be extended until the earlier of the following two dates: (1) forty-five days after  
2 the filing of a Consolidated Amended Complaint in the LCD Cases; or (2) forty-five days after  
3 plaintiff provided written notice to HAL and HED-US that plaintiff does not intend to file a  
4 Consolidated Amended Complaint, provided that such notice may be given only after the initial  
5 case management conference in the MDL transferee court in this case;

6 WHEREAS plaintiff further agrees that this extension is available, without further  
7 stipulation with counsel for plaintiff, to all named defendants who notify plaintiff in writing of  
8 their intention to join this extension;

9 WHEREAS this Stipulation does not constitute a waiver by HAL and HED-US or any  
10 defendant of any defense, including but not limited to the defenses of lack of personal or subject  
11 matter jurisdiction, insufficiency of process, insufficiency of service of process, or improper  
12 venue.

13 PLAINTIFF AND DEFENDANTS HAL AND HED-US, BY AND THROUGH THEIR  
14 RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS FOLLOWS:

15 1. The deadline for the HAL and HED-US to respond to the Complaint shall be  
16 extended until the earlier of the following two dates (1) forty-five days after the filing of a  
17 Consolidated Amended Complaint in the LCD Cases; or (2) forty-five days after the plaintiff  
18 provides written notice that he does not intend to file a Consolidated Amended Complaint,  
19 provided that such notice may be given only after the initial case management conference in the  
20 MDL transferee court in this case.

21 2. This extension is available, without further stipulation with counsel for plaintiff or  
22 further order of the Court, to all named defendants who notify plaintiff in writing of their  
23 intention to join this extension.

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1           3.       This Stipulation does not constitute a waiver by HAL and HED-US or any  
2 defendant of any defense, including but not limited to the defenses of lack of personal or subject  
3 matter jurisdiction, insufficiency of process, insufficiency of service of process, or improper  
4 venue.

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6           IT IS SO STIPULATED.

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8           Dated: 6-14-07

9           Signature: 

10          Lori E. Andrus  
11          Micha Star Liberty  
12          Jennie Lee Anderson  
13          Andrus Liberty & Anderson LLP  
14          1438 Market Street  
15          San Francisco, CA 94102  
16          Counsel for Plaintiff Aspen Building  
17          Technology, Inc.

8           Dated: 6-15-07

9           Signature: 

10          Kent M. Roger  
11          William J. Taylor  
12          Morgan, Lewis & Bockius LLP  
13          One Market, Spear Street Tower  
14          San Francisco, CA 94105-1126  
15          Counsel for Defendants  
16          Hitachi America, Ltd. and Hitachi Electronic  
17          Devices (USA), Inc.

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SO ORDERED: 

Dated: June 19, 2007