

1 Francis O. Scarpulla (41059)  
 Craig C. Corbitt (83251)  
 2 Judith A. Zahid (215418)  
 Patrick B. Clayton (240191)  
 3 Qianwei Fu (242669)  
 ZELLE HOFMANN VOELBEL & MASON LLP  
 4 44 Montgomery Street, Suite 3400  
 San Francisco, CA 94104  
 5 Telephone: (415) 693-0700  
 Facsimile: (415) 693-0770  
 6 ccorbitt@zelle.com

7 *Interim Co-Lead Counsel for Indirect-*  
*Purchaser Plaintiffs and Class Members*

8 [Other Counsel Listed on Signature Page]  
 9

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13 IN RE TFT-LCD (FLAT PANEL) ) Master File No. C-07-1827 SI  
 ANTITRUST LITIGATION )  
 14 \_\_\_\_\_ ) MDL No. 1827

15 This Document Relates to: ) **NOTICE OF VOLUNTARY**  
 ) **DISMISSAL WITHOUT PREJUDICE**  
 16 *Gail Feser v. AU Optronics Corp., et al.,* ) **BY PLAINTIFF GAIL FESER**  
 Case No. 3:07-cv-4074-SI )  
 17 \_\_\_\_\_ )

18  
 19 PLEASE TAKE NOTICE that Plaintiff Gail Feser, on behalf of herself, by and through the  
 20 undersigned counsel, hereby voluntarily dismisses her claims against Defendants pursuant to Rule  
 21 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. In support of this Notice of Voluntary  
 22 Dismissal, Plaintiff provides that:

23 WHEREAS on March 2, 2007, Plaintiff filed a Complaint in the United States District  
 24 Court for the District of Columbia styled *Gail Feser v. AU Optronics Corp., et al.*, No. 1:07-cv-  
 25 00424-JDB;

26 WHEREAS on May 11, 2007, that case was transferred by the Judicial Panel on  
 27 Multidistrict Litigation to the Northern District of California for pretrial discovery;

1 WHEREAS on December 5, 2008, a Second Consolidated Amended Complaint was filed  
2 in the Northern District of California that did not include the claims of Plaintiff Feser;

3 WHEREAS Defendants have not served either an Answer to the Amended Complaint or a  
4 motion for summary judgment;

5 Plaintiff Gail Feser, in consideration of the foregoing, hereby voluntarily dismisses without  
6 prejudice all claims against Defendants in the MDL proceeding and the underlying matter of *Gail*  
7 *Feser v. AU Optronics Corp., et al.*, Case No. 3:07-cv-4074-SI.

8 Dated: February 26, 2009

By: /s/ Qianwei Fu  
Francis O. Scarpulla (41059)  
Craig C. Corbitt (83251)  
Judith A. Zahid (215418)  
Patrick B. Clayton (240191)  
Qianwei Fu (242669)  
ZELLE HOFMANN VOELBEL & MASON LLP  
44 Montgomery Street, Suite 3400  
San Francisco, CA 94104  
Telephone: (415) 693-0700  
Facsimile: (415) 693-0770  
ccorbitt@zelle.com

*Interim Co-Lead Counsel for Indirect-Purchaser  
Plaintiffs and Class Members*

Jeffrey A. Bartos  
Soye Kim  
GUERRIERI, EDMOND, CLAYMAN & BARTOS,  
PC  
1625 Massachusetts Avenue, NW, Suite 700  
Washington, DC 20036  
Telephone: (202) 624-7400  
Facsimile: (202) 624-7420

David Boies, III  
Timothy D. Battin  
Ian Otto  
Nathan M. Cihlar  
STRAUS & BOIES, LLP  
4041 University Drive, Fifth Floor  
Fairfax, VA 22030  
Telephone: (703) 764-8700  
Facsimile: (703) 764-8704

*Counsel for Plaintiff Gail Feser*



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**

**IN RE TFT-LCD (FLAT PANEL) ANTITRUST LITIGATION  
Master File No. C07-1827 SI  
MDL No. 1827**

I, Marie J. Babione, certify and declare under penalty of perjury that I: am a citizen of the United States; am over the age of 18 years; am employed by Zelle Hofmann Voelbel & Mason LLP, at the address indicated, whose members are members of the State Bar of California and at least one of whose members is a member of the Bar of each Federal District Court within California; am not a party to or interested in the cause entitled upon the document to which this Proof of Service is affixed; and that I served a true and correct copy of the following document(s) in the manner indicated below:

**1. NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE BY PLAINTIFF GAIL FESER**

- by today depositing, at San Francisco, California, the said document(s) in the United States mail in a sealed envelope, with first-class postage thereon fully prepaid; (and/or)
- by facsimile transmission to the parties listed below;
- by overnight mail to the parties listed below;
- by today personally delivering the said document(s) to the person(s) indicated below in a manner provided by law, by handing them the documents or by leaving the said document(s) at the office(s) or usual place(s) of business, during usual business hours, of the said person(s) with a clerk or other person who was apparently in charge thereof and at least 18 years of age, whom I informed of the contents.
- (BY ELECTRONIC MAIL) I caused such document(s) to be emailed to the offices and/or to attorneys of offices of the below named addressee(s).
- By USDC Live System-Document Filing System:** on all interested parties registered for e-filing.

Dated: February 26, 2009

Signed /s/ Marie J. Babione  
Marie J. Babione

#3215453v1