

1 David P. Germaine (*Admitted Pro Hac Vice*)  
 2 VANEK, VICKERS & MASINI, P.C.  
 3 111 South Wacker Drive, Suite 4050  
 4 Chicago, Illinois 60606  
 Telephone: (312) 224-1500  
 Facsimile: (312) 224-1510  
 E-mail: [dgermaine@vaneklaw.com](mailto:dgermaine@vaneklaw.com)

5  
 6 *Counsel for Plaintiff, ATS Claim, LLC*  
 [additional counsel listed on signature page]

7 UNITED STATES DISTRICT COURT  
 8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 9 SAN FRANCISCO DIVISION

10 IN RE TFT-LCD (FLAT PANEL) ANTITRUST  
 LITIGATION

No. M 07-1827 SI-FS

MDL No. 1827

11 This Document Relates To: Case No.: 09-1115 SI

12 ATS Claim, LLC

13 Plaintiff,

14 vs.

15 Epson Electronics America, Inc., et al

16 Defendants.

**STIPULATION OF DISMISSAL  
 AND [~~PROPOSED~~] ORDER**

Honorable Susan Illston

18 Plaintiff ATS Claim, LLC (“ATS”), and Defendant Epson Electronics America, Inc.  
 19 (“Epson”), by their respective attorneys and under Rule 41(a)(2) of the Federal Rules of Civil  
 20 Procedure, hereby stipulate to the dismissal of the present action with prejudice and state as follows:  
 21

- 22 1. ATS and Epson seek the dismissal of this action with prejudice.  
 23 2. This stipulation does not affect the rights or claims of ATS against any other defendant or  
 24 co-conspirator in this litigation.

25 WHEREFORE, the parties respectfully request that this Court issue an Agreed Order of  
 26 Dismissal.  
 27

28 STIPULATION OF DISMISSAL AND [PROPOSED] ORDER  
 MASTER FILE NO. M07-1827 SI (CASE NO. 09-1115 SI)

1 **IT IS SO STIPULATED.**

2 Dated: March 16, 2011

VANEK, VICKERS & MASINI, P.C.

3  
4 By: /s/David P. Germaine  
5 David P. Germaine  
6 111 South Wacker Drive, Suite 4050  
7 Chicago, Illinois 60606  
8 Telephone: (312) 224-1500  
9 Facsimile: (312) 224-1510

*Counsel for Plaintiff, ATS Claims, LLC*

10 Dated: March 16, 2011

MORRISON & FOERSTER LLP

11 By: /s/Stephen P. Freccero  
12 Melvin R. Goldman (CA SB No. 34097)  
13 Stephen P. Freccero (CA SB No. 131093)  
14 Derek F. Foran (CA SB No. 224569)  
15 425 Market Street  
16 San Francisco, California 94105  
17 Telephone: (415) 268-7000  
18 Facsimile: (415) 268-7522

*Counsel for Epson Electronics America, Inc.*

1 UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION

4 IN RE TFT-LCD (FLAT PANEL) ANTITRUST  
5 LITIGATION

No. M 07-1827 SI-FS

MDL No. 1827

6 This Document Relates To: Case No.: 09-1115 SI

7 ATS Claim, LLC

Plaintiff,

8 vs.

9 Epson Electronics America, Inc., et al

10 Defendants.

**STIPULATION OF DISMISSAL  
AND [PROPOSED] ORDER**

Honorable Susan Illston

11  
12 The Court having considered the stipulation of the parties, and good cause appearing therefor,  
13 orders as follows:

- 14 1. ATS Claim, LLC's action is dismissed with prejudice as against Defendant Epson  
15 Electronics America, Inc. pursuant to FRCP 41(a)(2).  
16 2. Each party shall bear their own costs and attorneys' fees.

17 **IT IS SO ORDERED.**

18  
19  
20  
21 Dated: 3/16/11



22 \_\_\_\_\_  
23 Hon. Susan Y. Illston  
24 United States District Judge  
25  
26  
27  
28