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

14 IN RE: LCD (FLAT PANEL) ANTITRUST  
 LITIGATION

15 This Document Relates to:

16 ATS Claim, LLC v. Epson Electronics  
 17 America, Inc., et al., Case No. 09-cv-1115

18 AT&T Mobility LLC et al v. AU Optronics  
 19 Corporation et al., Case No. 09-cv-4997

20 Best Buy Co., Inc., et al. v. AU Optronics  
 Corporation et al. Case No. 10-cv-4572

21 Costco Wholesale Corporation v. AU  
 22 Optronics Corporation, et al., Case  
 No. 11-cv-0058

23 Dell Inc. et al. v. Sharp Corporation et al., Case  
 24 No. 10-cv-1064

25 Eastman Kodak Company v. Epson Imaging  
 26 Devices Corporation et al., Case No.  
 10-cv-5452

Master File No. 3:07-md-1827 SI  
 MDL No. 1827  
 Case No. 09-cv-1115  
 Case No. 09-cv-4997  
 Case No. 10-cv-4572  
 Case No. 11-cv-0058  
 Case No. 10-cv-1064  
 Case No. 10-cv-5452  
 Case No. 10-cv-0117  
 Case No. 09-cv-5840  
 Case No. 09-cv-5609  
 Case No. 10-cv-4945  
 Case No. 10-cv-3205  
 Case No. 10-cv-3619  
 Case No. 10-cv-3517

**STIPULATION REGARDING  
 DISCOVERY AS TO THE  
 AUTHENTICITY OF DOCUMENTS  
 AND THEIR STATUS AS “BUSINESS  
 RECORDS”**

1 Electrograph Systems, Inc., et al. v. Epson  
2 Imaging Devices Corp., et al., Case No.  
10-cv-0117  
3 Motorola, Inc. v. AU Optronics Corporation et  
4 al., Case No. 09-cv-5840  
5 Nokia Corporation, et al v. AU Optronics  
6 Corporation et al., Case No. 09-cv-5609  
7 Target Corp. et al. v. AU Optronics  
8 Corporation et al., Case No. 10-cv-4945  
9 TracFone Wireless, Inc. v. AU Optronics  
10 Corporation et al., Case No. 10-cv-3205  
11 State of Missouri, et al. v. AU Optronics  
12 Corporation et al., Case No. 10-cv-3619  
13 State of Florida v. AU Optronics Corporation  
14 et al., Case No. 10-cv-3517  
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1           WHEREAS, the parties wish to cooperate in developing an efficient means of addressing  
2 the authenticity and status as business records of documents in the Direct Action Plaintiff and  
3 Attorney General cases referenced above;

4           WHEREAS, the parties also wish to avoid the costs and burdens of discovery requests and  
5 depositions necessary to establish the authenticity and status as business records of documents,  
6 and with that end in mind, the parties are negotiating in good faith a stipulation regarding the  
7 authenticity and status as business records of documents for use in the Direct Action Plaintiff and  
8 Attorney General cases referenced above;

9           WHEREAS, the Court has set a fact discovery cut-off applicable to the Direct Action  
10 Plaintiff and Attorney General cases referenced above of December 8, 2011;

11           WHEREAS, given the number of parties and documents the parties contemplate they will  
12 need additional time to agree on the terms of a stipulation regarding the authenticity and status as  
13 business records of documents for use in the Direct Action Plaintiff and Attorney General cases  
14 referenced above;

15           NOW THEREFORE, IT IS HEREBY STIPULATED by the undersigned counsel on  
16 behalf of the parties identified below (the “Stipulating Parties”), that in the event the parties are  
17 unable to agree on a stipulation regarding the authenticity and status as business records of  
18 documents for use in the Direct Action Plaintiff and Attorney General cases, referenced above, or  
19 if the parties are unable to agree on the authenticity and status as business records of individual  
20 documents, the Stipulating Parties may, nonetheless, proceed with discovery related to the  
21 authentication and status as business records of documents for use in the foregoing actions  
22 beyond the date currently set for the close of fact discovery. This stipulation does not extend the  
23 discovery cut-off for any other discovery proceedings.

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1 Dated: November 3, 2011

By:  /s/ Jason C. Murray

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**ORDER**

Pursuant to the parties' stipulation, IT IS SO ORDERED.



Dated: 11/4/11 \_\_\_\_\_

\_\_\_\_\_  
HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT COURT JUDGE



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**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Derek Foran, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: November 3, 2011

By: /s/ Derek F. Foran  
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