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14 **UNITED STATES DISTRICT COURT**  
 15 **NORTHERN DISTRICT OF CALIFORNIA**  
 16 **SAN FRANCISCO DIVISION**

17 UNIVISIONS-CRIMSON HOLDING, INC., )  
 18 on behalf of itself and all others similarly )  
 19 situated, )

20 Plaintiff,

21 v.

22 SONY CORPORATION; SONY OPTIARC )  
 23 INC.; SONY OPTIARC AMERICA INC.; )  
 24 TOSHIBA CORPORATION; SAMSUNG )  
 25 ELECTRONICS COMPANY, LTD.; )  
 26 TOSHIBA SAMSUNG STORAGE )  
 27 TECHNOLOGY CORPORATION; )  
 28 HITACHI, LTD.; HITACHI-LG DATA )  
 STORAGE, INC.; and LG CORPORATION, )

Defendants. )

Civil Action No. 09-CV-5186-VRW

**STIPULATION RE EXTENSION OF  
 TIME FOR DEFENDANT HITACHI,  
 LTD. TO RESPOND TO COMPLAINT;  
~~[PROPOSED]~~ ORDER EXTENDING  
 TIME TO RESPOND TO COMPLAINT**

Hearing Date: N/A  
 Hearing Time: N/A  
 Courtroom: Hon. Vaughn R Walker

[09-CV-5186-VRW ] STIP. RE EXTENSION OF TIME FOR DEF. HITACHI, LTD. TO RESPOND TO COMPL.;  
 [PROPOSED] ORDER EXTENDING TIME TO RESPOND TO COMPL.

1           WHEREAS the undersigned plaintiff has filed the above-captioned case;  
2           WHEREAS plaintiff alleges antitrust violations by manufacturers, distributors, and  
3 sellers of Optical Disc Drives and products containing Optical Disc Drives (collectively “ODD  
4 products”);  
5           WHEREAS several other complaints have been filed to date in federal district courts  
6 throughout the United States by plaintiffs purporting to bring class actions on behalf of direct  
7 purchasers alleging antitrust violations by manufacturers, distributors, and sellers of ODD  
8 products (collectively “the ODD Cases”);  
9           WHEREAS plaintiff anticipates the possibility of Consolidated Amended Complaints in  
10 the ODD Cases;  
11           WHEREAS plaintiff and HITACHI, LTD. (“HITACHI”) have agreed that an orderly  
12 schedule for any response to the pleadings in the ODD Cases would be more efficient for the  
13 parties and for the Court;  
14           WHEREAS plaintiff agrees that the deadline for HITACHI to answer, move, or  
15 otherwise respond to its Complaint shall be extended until the earliest of the following dates: (1)  
16 forty-five days after the filing of a Consolidated Amended Complaint in the ODD Cases; or (2)  
17 forty-five days after plaintiff provides written notice to HITACHI that plaintiff does not intend to  
18 file a Consolidated Amended Complaint; or (3) any earlier response date to which HITACHI  
19 agrees or by which it is ordered to respond in any ODD case;  
20           WHEREAS this Stipulation does not constitute a waiver by HITACHI of any defense,  
21 including but not limited to the defenses of lack of personal jurisdiction, subject matter  
22 jurisdiction, improper venue, sufficiency of process or service of process;  
23           PURSUANT TO LOCAL RULE 6-1(a), PLAINTIFF AND DEFENDANT HITACHI,  
24 BY AND THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, HEREBY  
25 STIPULATE AS FOLLOWS:  
26           1.       The deadline for HITACHI to answer, move, or otherwise respond to plaintiff’s  
27 Complaint shall be extended until the earliest of the following dates: (1) forty-five days after the

1 filing of a Consolidated Amended Complaint in the ODD Cases; or (2) forty-five days after  
2 plaintiff provides written notice to HITACHI that plaintiff does not intend to file a Consolidated  
3 Amended Complaint; or (3) any earlier response date to which HITACHI agrees or by which it is  
4 ordered to respond in any ODD case.

5 2. This Stipulation does not constitute a waiver by HITACHI, or any other named  
6 defendant joining the Stipulation of any defense, including but not limited to the defenses of lack  
7 of personal jurisdiction, subject matter jurisdiction, improper venue, sufficiency of process or  
8 service of process.

9 Dated: April 8, 2010

Respectfully submitted,

**BERMAN DEVALERIO**

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*Attorneys for Plaintiff Univisions-Crimson  
Holding Inc.*

Dated: April 8, 2010

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*Attorneys for Defendant HITACHI LTD.*

**SIGNATURE ATTESTATION**

I, Christopher T. Heffelfinger, the ECF User whose identification and password are being used to electronically file this document hereby attest, in compliance with General Order 45.X.B, that Pamela J. Marple has concurred in its filing and that Ms. Marple's signature, indicated by a conformed signature ("/s/") within this e-filed document, will be kept on file.

Dated: April 8, 2010

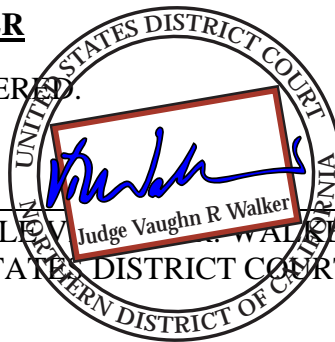
By: /S/ Christopher T. Heffelfinger  
Christopher T. Heffelfinger

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 13, 2010



HONORABLE JUDGE VAUGHN R WALKER  
UNITED STATES DISTRICT COURT JUDGE

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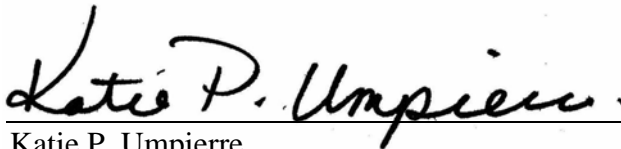
**CERTIFICATE OF SERVICE**

I, Katie P. Umpierre, declare that I am over the age of eighteen and not a party to the within action. I am employed in the law firm of Berman DeValerio, One California Street, Suite 900, San Francisco, California 94111. On April 8, 2010, using the Northern District of California’s Electronic Case Filing System (“ECF”), with the ECF ID registered to Christopher T. Heffelfinger, and at his direction, I filed and served a true and correct copy of the document described as follows:

**STIPULATION RE EXTENSION OF TIME FOR DEFENDANT  
HITACHI, LTD. TO RESPOND TO COMPLAINT; [PROPOSED] ORDER  
EXTENDING TIME TO RESPOND TO COMPLAINT**

The ECF System is designed to automatically generate an e-mail message to all parties in the case, which constitutes service.

Executed April 8, 2010, at San Francisco, California.

  
Katie P. Umpierre