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Attorneys for Plaintiffs

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

12 UNIVISIONS-CRIMSON HOLDING, INC.,)
 13 on behalf of itself and all others similarly)
 14 situated,)

Plaintiff,)

v.)

16 SONY CORPORATION; SONY OPTIARC)
 17 INC.; SONY OPTIARC AMERICA INC.;)
 18 TOSHIBA CORPORATION; SAMSUNG)
 19 ELECTRONICS COMPANY, LTD.;)
 20 TOSHIBA SAMSUNG STORAGE)
 TECHNOLOGY CORPORATION;)
 HITACHI, LTD.; HITACHI-LG DATA)
 STORAGE, INC.; and LG CORPORATION,)

Defendants.)

Civil Action No. 09-CV-5186-VRW

**STIPULATION RE EXTENSION OF
 TIME FOR DEFENDANTS TOSHIBA
 CORPORATION AND TOSHIBA
 SAMSUNG STORAGE TECHNOLOGY
 CORPORATION 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

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 multiple 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 the United States Judicial Panel on Multidistrict Litigation issued an order on
10 April 2, 2010 consolidating the ODD Cases before the Honorable Vaughn R. Walker;

11 WHEREAS plaintiff anticipates filing a Consolidated Amended Complaint in the ODD
12 Cases;

13 WHEREAS plaintiff and defendants Toshiba Corporation (“Toshiba Corp.”) and Toshiba
14 Samsung Storage Technology Corporation (“TSST”) have agreed that an orderly schedule for
15 any response to the pleadings in the ODD Cases would be more efficient for the parties and for
16 the Court;

17 WHEREAS plaintiff agrees that the deadline for Toshiba Corp. and TSST to answer,
18 move, or otherwise respond to its Complaint shall be extended until the earliest of the following
19 dates: (1) forty-five days after the filing of a Consolidated Amended Complaint in the ODD
20 Cases; or (2) forty-five days after plaintiff provides written notice to Toshiba Corp. and TSST
21 that plaintiff does not intend to file a Consolidated Amended Complaint; or (3) any earlier
22 response date to which Toshiba Corp. and TSST agree or by which they are ordered to respond
23 in any ODD case;

24 WHEREAS this Stipulation does not constitute a waiver by Toshiba Corp. or TSST of
25 any defense, including but not limited to the defenses of lack of personal jurisdiction, subject
26 matter jurisdiction, improper venue, sufficiency of process or service of process;

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28

1 PURSUANT TO LOCAL RULE 6-1(a), PLAINTIFF AND DEFENDANTS TOSHIBA
2 CORP. AND TSST, BY AND THROUGH THEIR RESPECTIVE COUNSEL OF RECORD,
3 HEREBY STIPULATE AS FOLLOWS:

4 1. The deadline for Toshiba Corp. and TSST to answer, move, or otherwise respond
5 to plaintiff's Complaint shall be extended until the earliest of the following dates: (1) forty-five
6 days after the filing of a Consolidated Amended Complaint in the ODD Cases; or (2) forty-five
7 days after plaintiff provides written notice to Toshiba Corp. and TSST that plaintiff does not
8 intend to file a Consolidated Amended Complaint; or (3) any earlier response date to which
9 Toshiba Corp. and TSST agree or by which they are ordered to respond in any ODD case.

10 2. This Stipulation does not constitute a waiver by Toshiba Corp. or TSST, or any
11 other named defendant joining the Stipulation of any defense, including but not limited to the
12 defenses of lack of personal jurisdiction, subject matter jurisdiction, improper venue, sufficiency
13 of process or service of process.

14 Dated: April 15, 2010

Respectfully submitted,

BERMAN DEVALERIO

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*Attorneys for Plaintiff Univisions-Crimson
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1 Dated: April 15, 2010

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3 Casandra L. Thomson

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*Attorneys for Defendants Toshiba Corporation
and Toshiba Samsung Storage Technology
Corporation*

20 **SIGNATURE ATTESTATION**

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

25 Dated: April 15, 2010

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

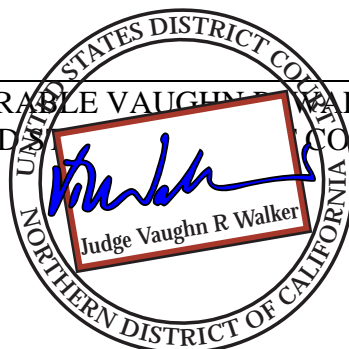
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~~PROPOSED ORDER~~

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 16, 2010

HONORABLE VAUGHN R. WALKER
UNITED STATES DISTRICT COURT JUDGE



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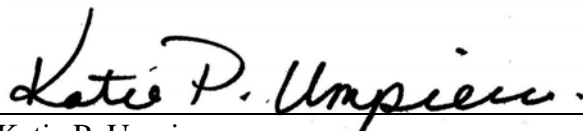
CERTIFICATE OF SERVICE

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 15, 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 DEFENDANTS
TOSHIBA CORPORATION AND TOSHIBA SAMSUNG STORAGE
TECHNOLOGY CORPORATION 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 15, 2010, at San Francisco, California.


Katie P. Umpierre