

1 CHRISTOPHER A. NEDEAU (CA SBN 81297)  
 2 CARL L. BLUMENSTEIN (CA SBN 124158)  
 3 ALLISON M. DIBLEY (CA SBN 213104)  
 4 NOSSAMAN LLP  
 5 50 California Street, 34th Floor  
 6 San Francisco, CA 94111  
 7 Tel: 415.398.3600  
 8 Fax: 415.398.2438  
 9 cneudeau@nossaman.com  
 10 cblumenstein@nossaman.com  
 11 adibley@nossaman.com

12 Attorneys for Defendants  
 13 AU OPTRONICS CORPORATION  
 14 and AU OPTRONICS CORPORATION AMERICA

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

18 IN RE: TFT-LCD (FLAT PANEL) ANTITRUST  
 19 LITIGATION

CASE NO. 3:09-CV-5609

MDL No. 3:07-MD-1827-SI

20 THIS DOCUMENT RELATES TO: 3:09-CV-  
 21 5609

22 NOKIA CORPORATION and NOKIA INC.,  
 23 Plaintiffs,

24 v.

25 AU OPTRONICS CORPORATION, et al.,  
 26 Defendants.

**STIPULATION AND [PROPOSED] ORDER  
 RE FILING *NUNC PRO TUNC* IN CASE  
 NO. 3:09-CV-5609 OF ANSWER TO  
 AMENDED COMPLAINT BY  
 DEFENDANTS AU OPTRONICS  
 CORPORATION AND AU OPTRONICS  
 CORPORATION AMERICA**

1           WHEREAS on November 25, 2009 plaintiffs Nokia Corporation and Nokia Inc. (collectively  
2 “Nokia”) filed a complaint in the above-captioned case, case number 3:09-CV-5609 (the “Individual  
3 Case”), against multiple defendants, including defendants AU Optronics Corporation and AU Optronics  
4 Corporation America (collectively “AUO”);

5           WHEREAS the Individual Case is related to the multi-district proceedings consolidated in this  
6 Court entitled *In re: TFT-LCD (Flat Panel) Antitrust Litigation*, case number 3:07-MD-1827-SI (the  
7 “MDL Case”);

8           WHEREAS on July 26, 2010 Nokia filed an amended complaint (“Amended Complaint”) after  
9 the Court granted defendants’ motions to dismiss;

10           WHEREAS on August 27, 2010 AUO timely filed an answer to the Amended Complaint  
11 (“Answer”) in the MDL Case but not in the Individual Case;

12           WHEREAS AUO intended to also file the Answer in the Individual Case pursuant to this Court’s  
13 Pretrial Order #1 and Agenda for July 10, 2007 Status Conference filed July 3, 2007, which requires that  
14 “[a]ll documents shall be e-filed in the master file, No. M 07-1827 SI. Documents that pertain to one or  
15 only some of the pending actions shall *also* be e-filed in the individual case(s) to which the documents  
16 pertain”;<sup>1</sup>

17           WHEREAS Nokia and AUO agree that AUO should be permitted to file the Answer in the  
18 Individual Case *nunc pro tunc* to August 27, 2010;

19 ///

20 ///

21  
22  
23  
24  
25  
26  
27  
28  

---

<sup>1</sup> See MDL Docket No. 180 ¶ 7 (emphasis in original).

