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

17 In re TFT-LCD (FLAT PANEL) ANTITRUST  
 18 LITIGATION

Master Docket No. 07-m-1827 SI  
 Case Nos. C 09-5840 SI; 11-cv-02495 SI

19 This Document Relates To:

**STIPULATION TO CONTINUE  
 HEARINGS ON MOTIONS TO  
 DISMISS**

20 *Motorola Mobility, Inc. v. AU Optronics*  
 21 *Corporation, et al., C 09-5840 SI*

22 *Jaco Electronics, Inc. v. AU Optronics*  
 23 *Corporation, et al., 11-cv-02495 SI*

1           Whereas, defendants Philips Electronics North America Corporation (“PENAC”),  
2 Samsung SDI Co. Ltd., Samsung SDI America, Inc. (“Samsung SDI”), and Sanyo Consumer  
3 Electronics Co., Ltd. (“Sanyo CE”) filed Motions to Dismiss plaintiff Motorola Mobility, Inc.’s  
4 (“Motorola”) Third Amended Complaint (“TAC”) on September 12, 2011;<sup>1</sup>

5           Whereas, defendants PENAC, Koninklijke Philips Electronics N.V. (“Royal Philips”),  
6 Sanyo CE, Sanyo North America Corporation (“Sanyo NA”), Hannstar Display Corporation<sup>2</sup>  
7 (“Hannstar”) filed Motions to Dismiss plaintiff Jaco Electronics Inc.’s (“Jaco”) First Amended  
8 Complaint (“FAC”) on October 12, 2011;<sup>3</sup>

9           Whereas, the motions to dismiss the Motorola TAC are currently set for hearing on  
10 November 4, 2011;

11           Whereas, the motions to dismiss the Jaco FAC are currently set for hearing on November  
12 18, 2011;

13           Whereas, on October 19, 2011, counsel for the Direct Purchaser Plaintiff class filed an  
14 application with the Court seeking to continue the hearing on the motions to dismiss the Motorola  
15 TAC to November 18, 2011, December 2, 2011, or another date of the Court’s choosing;

16           Whereas, PENAC, Samsung SDI, Sanyo CE and Motorola object to moving the hearing  
17 date on the motions to dismiss the Motorola TAC, and believe that a continuance of the hearing  
18 on the motions to dismiss the Motorola TAC, if the Court chooses to grant one, should be as short  
19 as possible, given the “Track One” trial schedule;

20           Whereas, the parties believe that in the interest of efficiency, the motions to dismiss the  
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22           <sup>1</sup> Docket Nos. 3528, 3529 and 3530.

23           <sup>2</sup> Hannstar’s Motion was joined by AU Optronics Corporation, AU Optronics Corporation  
24 America, Chi Mei Corporation, Chimei Innolux Corporation (f/k/a Chimei Optoelectronics  
25 Corp.), Chimei Optoelectronics USA, Inc., CMO Japan Co., Ltd., Nexgen Mediatech, Inc.,  
26 Nexgen Mediatech Usa, Inc., Epson Imaging Devices Corporation, Epson Electronics America,  
27 Inc., LG Display Co., Ltd., LG Display America, Inc., Sharp Corporation And Sharp Electronics  
28 Corporation, Tatung Company Of America, Inc., Chunghwa Picture Tubes, Ltd., Sanyo  
Consumer Electronics Co., Ltd., Sanyo North America Corporation, Samsung SDI America, Inc.,  
Samsung SDI Co., Ltd., Toshiba Corporation, Toshiba America Electronic Components, Inc.,  
Toshiba Mobile Display Technology Co., Ltd., and Toshiba America Information Systems, Inc.

<sup>3</sup> Docket Nos. 3873, 3876, 3879 and 3880.

1 Motorola TAC should be decided prior to further briefing on the motions to dismiss the Jaco  
2 FAC, because the Jaco motions assert similar arguments to those raised in connection with the  
3 Motorola motions to dismiss.

4 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the  
5 undersigned counsel, on behalf of their respective clients, Motorola and Jaco, on the one hand,  
6 and, PENAC, Royal Philips, Samsung SDI, Sanyo CE, Sanyo NA and Hannstar, on the other  
7 hand, as follows:

8 1. Should the Court grant the DPPs' request to continue the hearing on the motions to  
9 dismiss the Motorola TAC, the hearing on all three motions shall be continued to November 18,  
10 2011;

11 2. The hearing on the motions to dismiss the Jaco FAC shall be continued to January  
12 <sup>13</sup>~~6~~, 2011, and the briefing schedule shall be extended, as follows:

13 a. Oppositions to be filed by: December 14, 2011

14 b. Replies to be filed by: December 23, 2011

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1 Dated: October 21, 2011

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3 /s/ Nathaniel J. Wood

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**Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from Michael W. Scarborough, Brendan P. Cullen, Allison A. Davis and Christopher M. Wyant.**

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_, 2011

\_\_\_\_\_  
Susan Illston, United States District Judge

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