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10 *Attorneys for Defendant Philips Electronics North America Corporation*

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

15 IN RE TFT-LCD (FLAT PANEL)
 16 ANTITRUST LITIGATION

Master File No. M 07-1827 SI
 Case No. 09-cv-5840 SI

MDL No. 1827

17
 18 This Document Relates To:
 Case No. 09-cv-5840 SI

**STIPULATION AND ~~[PROPOSED]~~
 ORDER EXTENDING TIME TO
 RESPOND TO MOTOROLA'S THIRD
 AMENDED COMPLAINT**

19
 20 MOTOROLA MOBILITY, INC., *et al.*,
 21 Plaintiff,

22 v.

23
 24 AU OPTRONICS CORPORATION, *et al.*,
 25 Defendants.

1 Whereas Plaintiff Motorola Mobility, Inc. (“Motorola”) filed its Third Amended
2 Complaint (“TAC”) in the above-captioned matter on July 22, 2011, naming Philips Electronics North
3 America Corporation (“PENAC”) as a defendant;

4 Whereas PENAC moved to dismiss the claims in the TAC on September 12, 2011, and
5 the Court denied that motion on November 16, 2011;

6 Whereas, pursuant to Fed. R. Civ. P. 12(a)(4)(A), PENAC’s deadline to answer the TAC
7 is currently on or around November 30, 2011;

8 Whereas PENAC requires additional time to prepare its answer to the TAC;

9 Whereas Motorola’s First Set of Interrogatories to PENAC included Interrogatory No. 7,
10 which sought information related to the factual bases for PENAC’s affirmative defenses to the TAC;

11 Whereas PENAC previously responded to Interrogatory No. 7 indicating that PENAC
12 had not yet filed an answer and therefore had not yet asserted affirmative defenses;

13 Whereas Motorola requests that PENAC update its response to Interrogatory No. 7 after
14 PENAC answers the TAC;

15 Whereas Motorola wishes to preserve the option of moving to compel a response to
16 Interrogatory No. 7;

17 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by Motorola and
18 PENAC, through their respective undersigned counsel, as follows:

- 19 1. The deadline for PENAC to answer the TAC will be December 20, 2011;
- 20 2. The deadline for PENAC to respond to Interrogatory No. 7 will be January 13,
21 2012, without prejudice to PENAC’s right to supplement, amend, or correct its
22 response to Interrogatory No. 7 as PENAC becomes aware of additional
23 information; and
- 24 3. The deadline for Motorola to move to compel a response with respect to
25 Interrogatory No. 7 will be February 13, 2012.

1 Dated: November 23, 2011

Respectfully submitted,

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3 /s/ Brendan P. Cullen

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28 *Counsel for Plaintiff Motorola Mobility, Inc.*

Pursuant to General Order No. 45, the filer attests that concurrence in the filing of this document has been obtained from each of the above signatories.

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IT IS SO ORDERED.

Dated: 11/23, 2011



The Honorable Susan Illston
United States District Judge