

1 CHRISTOPHER A. NEDEAU (SBN 81297)
 cnedeau@nossaman.com
 2 CARL L. BLUMENSTEIN (SBN 124158)
 cblumenstein@nossaman.com
 3 JAMES A. NICKOVICH (SBN 244969)
 jnickovich@nossaman.com
 4 NOSSAMAN LLP
 5 50 California Street, 34th Floor
 San Francisco, CA 94111
 6 Telephone: 415.398.3600
 Facsimile: 415.398.2438
 7

8 Attorneys for Defendants
 AU Optronics Corporation and
 9 AU Optronics Corporation America

10
 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION
 13

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

Case No. 3:07-md-1827 SI
 MDL No. 1827

16 This document Related to
 17 Individual Case No. 3:10-cv-01064 SI

Case No. 3:10-cv-01064 SI

18 DELL INC. and DELL PRODUCTS L.P.,

**STIPULATION AND [PROPOSED]
 ORDER EXTENDING TIME FOR
 MOTIONS TO COMPEL**

19 Plaintiffs,

20 v.

21 SHARP CORPORATION, *et al.*,

22 Defendants.
 23

24 WHEREAS, AU Optronics Corporation and AU Optronics Corporation America (collectively,
 25 “AUO”) propounded its Second Set of Special Interrogatories and Second Set of Requests for
 26 Production of Documents on Dell, Inc. and Dell Products L.P. (collectively, “Dell”) (“AUO’s Settlement
 27 Discovery Requests”) on November 4, 2011;

28 WHEREAS, Dell responded to AUO’s Settlement Discovery Requests on February 7, 2012;

1 WHEREAS, the Special Master in the MDL entered an Order re: Hannstar Display
2 Corporation's Motion to Compel Best Buy to Respond Further to Document Request No. 45 on
3 February 15, 2012 (Dkt. 4825) (the "Special Master's February 15, 2012 Order");

4 WHEREAS, the Special Master's February 15, 2012 Order addresses legal issues germane to
5 AUO's request that Dell supplement its responses to AUO's Settlement Discovery Requests;

6 WHEREAS, the Special Master granted a motion brought by Best Buy Direct Action Plaintiffs
7 and Samsung Defendants to stay the Special Master's February 15, 2012 Order until February 29, 2012;

8 WHEREAS, Best Buy and Samsung filed an Objection to the Special Master's February 15,
9 2012 Order on February 29, 2012 (Dkt. 4964) (the "Best Buy and Samsung Objection");

10 WHEREAS, the Best Buy and Samsung Objection is set for hearing before Judge Illston on
11 April 6, 2012;

12 WHEREAS, AUO's deadline to move to compel Dell to supplement its responses to AUO's
13 Settlement Discovery Requests is March 8, 2012;

14 WHEREAS, Dell and AUO would like to wait until the Best Buy and Samsung Objection is
15 resolved before beginning the meet and confer process regarding AUO's Settlement Discovery
16 Requests;

17 WHEREAS, Dell propounded its First Set of Requests for Admission to AUO Defendants
18 ("Dell's Requests for Admission") on November 4, 2011;

19 WHEREAS, AUO responded to Dell's Requests for Admission on February 6, 2012;

20 WHEREAS, Dell's objections to AUO's responses to Dell's Requests for Admission are based
21 in part on AUO's invocation of its employees' assertions of the Fifth Amendment;

22 WHEREAS, AUO's employees assertions of their Fifth Amendment rights could change after
23 judgment is entered in *United States v. AU Optronics, et al.*, Case # 3:09-cr-00110 (N.D. Cal.);

24 WHEREAS, Dell's deadline to move to compel AUO to supplement its responses to Dell's
25 Requests for Admission is March 7, 2012;

26
27 NOW, THEREFORE, AUO and Dell, through their undersigned respective counsel, stipulate
28 and agree as follows:

1 The deadline for AUO to move to compel Dell to supplement its responses to the AUO
2 Settlement Discovery Requests shall be extended to fourteen days after the entry of an Order by Judge
3 Illston regarding the Best Buy and Samsung Objection to the Special Master's February 15, 2012 Order.

4 The deadline for Dell to move to compel AUO to supplement its responses to Dell's Requests for
5 Admission shall be extended to fourteen days after the entry of judgment in *United States v. AU*
6 *Optronics, et al.*, Case # 3:09-cr-00110 (N.D. Cal.).

7 Dated: March 6, 2012

8 Debra D. Bernstein, Esq.
9 Rodney J. Ganske, Esq.
10 **ALSTON & BIRD LLP**
11 1201 West Peachtree Street
12 Atlanta, GA 30309
13 (404) 881-7000 (telephone)
14 debrabernstein@alston.com

15 By: /s/ Debra D. Bernstein
16 Debra D. Bernstein
17 Attorneys for Plaintiffs Dell Inc. and Dell Products L.P.

18 Dated: March 6, 2012

19 Christopher A. Nedeau, Esq.
20 Carl L. Blumenstein, Esq.
21 James A. Nickovich, Esq.
22 **NOSSAMAN LLP**
23 50 California Street, 34th Floor
24 San Francisco, CA 94111
25 (415) 398-3600 (telephone)
26 cblumenstein@nossaman.com

27 By: /s/ Carl L. Blumenstein
28 Carl L. Blumenstein
Attorneys for Defendants AU Optronics Corporation
and AU Optronics Corporation America

29 Attestation: Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this
30 document has been obtained from each of the signatories.

31 **ORDER**

32 IT IS SO ORDERED.

33 Dated: 3/8/12

34 
35 _____
36 The Honorable Susan Illston
37 Judge of the United States District Court