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

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

Master File No. M:07-1827 SI
 MDL No. 1827

12 This Document Relates to
 13 Individual Case No. 3:10-cv-03205-SI

14 TracFone Wireless, Inc.
 15 Plaintiff,

Individual Case No. 3:10-cv-03205-SI

16 v.

**STIPULATION AND [PROPOSED]
 ORDER WAIVING ORAL
 ARGUMENT ON PLAINTIFF'S
 MOTION TO SERVE CHUNGHWA
 PICTURE TUBES LTD. THROUGH
 ITS U.S. COUNSEL PURSUANT TO
 FED. R. CIV. P. 4(F)(3)**

17 AU Optronics Corporation; AU Optronics
 Corporation America, Inc.; Chi Mei Corporation;
 18 Chi Mei Optoelectronics Corporation; Chi Mei
 Optoelectronics USA, Inc.; CMO Japan Co. Ltd.;
 19 Nexgen Mediatech, Inc.; Nexgen Mediatech USA,
 Inc.; Epson Imaging Devices Corporation;
 20 Chunghwa Picture Tubes Ltd.; Tatung Company
 of America, Inc.; HannStar Display Corporation;
 21 LG Display Co. Ltd.; LG Display America Inc.;
 22 Sharp Corporation; Sharp Electronics
 Corporation; Toshiba Corporation; Toshiba
 23 America Electronics Components, Inc.; Toshiba
 Mobile Display Co., Ltd.; Toshiba America
 24 Information Systems, Inc.,

25 Defendants.
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STIPULATION AND [PROPOSED] ORDER WAIVING ORAL ARGUMENT
 CASE NO. M: 07-1827

1 The undersigned counsel, on behalf of Plaintiff TracFone Wireless, Inc. (“TracFone”), and
2 Defendant Chunghwa Picture Tubes, Ltd. (“Chunghwa”),¹ request that the Court take off calendar
3 the hearing on TracFone’s Motion to Serve Chunghwa Picture Tubes Ltd. Through Its U.S.
4 Counsel Pursuant to Fed. R. Civ. P. 4(f)(3) [Master Docket No. 2045] (the “Motion”).

5 WHEREAS, TracFone filed its Motion on September 17, 2010, Chunghwa filed a
6 Memorandum in Opposition on October 14, 2010, and TracFone filed a Reply on October 21,
7 2010;

8 WHEREAS, TracFone and Chunghwa agree that the issue has been fully briefed;

9 THEREFORE, TracFone and Chunghwa, by their respective counsel, stipulate and agree
10 to waive oral argument on TracFone’s Motion, and submit to the Court’s ruling on the papers that
11 have been filed. The parties agree that the hearing scheduled for 9:00 a.m. on November 4, 2010
12 may be taken off calendar, subject to any further direction of the Court.

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26 ¹ Subsequent to the filing of the Motion, AU Optronics Corporation (“AUO”) waived service of
27 process with regard to TracFone’s Complaint, and TracFone withdrew its Motion as to AUO. As
28 a result, the Motion is now pending only against Chunghwa.

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IT IS SO STIPULATED

Dated: October 22, 2010

Respectfully submitted,

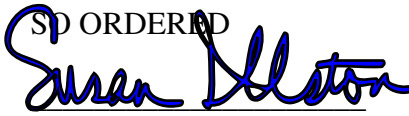
By: */s/ David B. Esau*
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Dated: October 22, 2010

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Counsel for Chunghwa Picture Tubes, Ltd.

SD ORDERED

Judge Susan Illston
United States District Judge

Date Entered