

1 Christopher B. Hockett (SBN 121539)  
 Neal A. Potischman (SBN 254862)  
 2 Sandra West (SBN 250389)  
 Samantha H. Knox (SBN 254427)  
 3 Micah G. Block (SBN 270712)  
 DAVIS POLK & WARDWELL LLP  
 4 1600 El Camino Real  
 Menlo Park, California 94025  
 5 Telephone: (650) 752-2000  
 Facsimile: (650) 752-2111

6 Jonathan D. Martin (*pro hac vice*)  
 7 Bradley R. Hansen (*pro hac vice*)  
 DAVIS POLK & WARDWELL LLP  
 8 450 Lexington Avenue  
 New York, New York 10017  
 9 Telephone: (212) 450-4000  
 Facsimile: (212) 701-5800

10 *Attorneys for Defendants*  
 11 *Chi Mei Corporation, Chimei Innolux*  
*Corporation (f/k/a Chi Mei Optoelectronics*  
 12 *Corp.), Chi Mei Optoelectronics USA, Inc.,*  
*CMO Japan Co., Ltd., Nexgen Mediatech, Inc.*  
 13 *and Nexgen Mediatech USA, Inc.*

14 [Additional Defendants and Counsel listed  
 on signature page]

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 16 **UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 17 **SAN FRANCISCO DIVISION**

18 IN RE: TFT-LCD (FLAT PANEL) ) CASE NO. 3:10-cv-04945-SI  
 19 ANTITRUST LITIGATION )  
 ) MDL NO. 3:07-md-1827-SI

20 This Document Relates to Individual )  
 Case No. 3:10-cv-04945-SI )

21 TARGET CORP., *et al.*, )  
 22 )  
 Plaintiffs, )

**STIPULATION AND ~~PROPOSED~~**  
**ORDER REGARDING FIRST TIME TO**  
**RESPOND TO FIRST AMENDED**  
**COMPLAINT**

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

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1 The undersigned counsel, on behalf of their respective clients, hereby respectfully request  
2 an extension of Defendants' deadline to respond to the first amended complaint filed by Plaintiffs  
3 Target Corporation; Sears, Roebuck and Co.; Kmart Corporation; Old Comp Inc.; Good Guys, Inc.;  
4 RadioShack Corporation; and Newegg Inc. on May 18, 2011, in the above-captioned litigation.

5 WHEREAS the undersigned Defendants jointly filed a motion to dismiss the first amended  
6 complaint on July 5, 2011;

7 WHEREAS Plaintiffs filed a motion for leave to file a second amended complaint on  
8 August 5, 2011, which Defendants opposed;

9 WHEREAS the Court entered an order granting in part and denying in part Defendants'  
10 joint motion to dismiss the first amended complaint on August 24, 2011, which included a ruling  
11 dismissing Plaintiffs' New York state law claims to the extent they arose prior to December 23,  
12 1998 and the Nevada state law claims to the extent they arose prior to October 1, 1999 (the  
13 "Dismissed Claims");

14 WHEREAS Defendants' current deadline to answer the first amended complaint is  
15 September 7, 2011;

16 WHEREAS the Court is scheduled to hear oral argument on Plaintiffs' motion for leave to  
17 file a second amended complaint on September 9, 2011;

18 WHEREAS Plaintiffs and Defendants agree that it would serve the interests of the parties to  
19 extend Defendants' deadline to respond to the first amended complaint until after the Court rules on  
20 Plaintiffs' pending motion for leave to file a second amended complaint.

21 THEREFORE, Plaintiffs and Defendants, by their respective counsel, stipulate and agree as  
22 follows:

23 -- If the Court grants Plaintiffs' motion for leave to file a second amended complaint,  
24 (a) Plaintiffs agree to dismiss the Dismissed Claims with prejudice from the second amended  
25 complaint and (b) Defendants will answer the second amended complaint within twenty-one (21)  
26 days of the Court's order on the motion for leave to amend.

1 -- If the Court denies Plaintiffs' motion for leave to file a second amended complaint,  
2 Defendants will file their answer to Plaintiffs' first amended complaint within twenty-one (21) days  
3 of the Court's order on the motion for leave to amend.

4 Dated: September 6, 2011

Respectfully submitted,

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6  
7 By: /s/ Jerome A. Murphy  
Jerome A. Murphy (*pro hac vice*)

8 Jason C. Murray (CA Bar No. 169806)  
9 CROWELL & MORING LLP  
10 515 South Flower St., 40th Floor  
Los Angeles, CA 90071  
11 Telephone: 213-443-5582  
Facsimile: 213-622-2690  
12 Email: [jmurray@crowell.com](mailto:jmurray@crowell.com)

13 Jeffrey H. Howard (*pro hac vice*)  
14 Jerome A. Murphy (*pro hac vice*)  
CROWELL & MORING LLP  
15 1001 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
16 Telephone: 202-624-2500  
Facsimile: 202-628-5116  
17 Email: [jhoward@crowell.com](mailto:jhoward@crowell.com)  
[jmurphy@crowell.com](mailto:jmurphy@crowell.com)

18 Kenneth L. Adams (*pro hac vice*)  
19 R. Bruce Holcomb (*pro hac vice*)  
20 Christopher T. Leonardo (*pro hac vice*)  
ADAMS HOLCOMB LLP  
21 1875 Eye Street NW  
Washington, DC 20006  
22 Telephone: 202-580-8822  
23 Email: [adams@adamsholcomb.com](mailto:adams@adamsholcomb.com)  
[holcomb@adamsholcomb.com](mailto:holcomb@adamsholcomb.com)  
24 [leonardo@adamsholcomb.com](mailto:leonardo@adamsholcomb.com)

25 *Attorneys for Plaintiffs Target Corporation; Sears,*  
26 *Roebuck and Co.; Kmart Corporation; Old Comp*  
27 *Inc.; Good Guys, Inc.; RadioShack Corporation; and*  
28 *Newegg Inc.*

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DAVIS POLK & WARDWELL LLP

By: /s/ Christopher B. Hockett  
Christopher B. Hockett (SBN 121539)

Christopher B. Hockett (SBN 121539)  
Neal A. Potischman (SBN 254862)  
Sandra West (SBN 250389)  
Samantha H. Knox (SBN 254427)  
Micah G. Block (SBN 270712)  
1600 El Camino Real  
Menlo Park, California 94025  
(650) 752-2000 / (650) 752-2111  
chris.hockett@davispolk.com  
neal.potischman@davispolk.com  
sandra.west@davispolk.com  
samantha.knox@davispolk.com  
micah.block@davispolk.com

Jonathan D. Martin (*pro hac vice*)  
Bradley R. Hansen (*pro hac vice*)  
DAVIS POLK & WARDWELL LLP  
450 Lexington Avenue  
New York, New York 10017  
(212) 450-4000 / (212) 701-5800  
jonathan.martin@davispolk.com  
bradley.hansen@davispolk.com

*Attorneys for Defendants Chi Mei Corporation,  
Chimei Innolux Corporation (f/k/a Chi Mei  
Optoelectronics Corp.), Chi Mei Optoelectronics USA,  
Inc., CMO Japan Co., Ltd., Nexgen Mediatech, Inc.  
and Nexgen Mediatech USA, Inc.*

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NOSSAMAN LLP

By: /s/ Christopher A. Nedeau  
Christopher A. Nedeau (SBN 81297)

Christopher A. Nedeau (SBN 81297)  
Carl L. Blumenstein (SBN 124158)  
Allison M. Dibley (SBN 213104)  
50 California Street, 34th Floor  
San Francisco, California 94111  
(415) 398-3600 / (415) 398-2438  
cnedeau@nossaman.com  
cblumenstein@nossaman.com  
adibley@nossaman.com

*Attorneys for Defendants AU Optronics Corporation  
and AU Optronics Corporation America*

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Rachel S. Brass  
Rachel S. Brass (SBN 219301)

Joel S. Sanders (SBN 107234)  
Rachel S. Brass (SBN 219301)  
Rebecca Justice Lazarus (SBN 227330)  
555 Mission Street, Suite 3000  
San Francisco, California 94105  
(415) 393-8200 / (415) 393-8306  
jsanders@gibsondunn.com  
rbrass@gibsondunn.com  
rjustice@gibsondunn.com

*Attorneys for Defendants Chunghwa Picture Tubes,  
Ltd., and Tatum Company of America*

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MORRISON & FOERSTER LLP

By: /s/ Stephen P. Freccero  
Stephen P. Freccero (SBN 131093)

Melvin R. Goldman (SBN 34097)  
Stephen P. Freccero (SBN 131093)  
Derek F. Foran (SBN 224569)  
425 Market Street  
San Francisco, California 94105  
(415) 268-7000 / (415) 268-7522  
mgoldman@mofo.com  
sfreccero@mofo.com  
dforan@mofo.com

*Attorneys for Defendants Epson Imaging Devices Corporation and Epson Electronics America, Inc.*

K&L GATES LLP

By: /s/ Ramona M. Emerson  
Ramona M. Emerson (*pro hac vice*)

Hugh F. Bangasser (*pro hac vice*)  
Ramona M. Emerson (*pro hac vice*)  
Christopher M. Wyant (*pro hac vice*)  
925 Fourth Avenue, Suite 2900  
Seattle, Washington 98104  
(206) 623-7580 / (206) 623-7022  
hugh.bangasser@klgates.com  
ramona.emerson@klgates.com  
chris.wyant@klgates.com

Jeffrey L. Bornstein (SBN 99358)  
K&L GATES LLP  
Four Embarcadero Center, Suite 1200  
San Francisco, California 94111  
(415) 249-1059 / (415) 882-8200  
jeff.bornstein@klgates.com

*Attorneys for Defendant HannStar Display Corporation*

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2  
3  
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CLEARY GOTTlieb STEEN & HAMILTON LLP

By: /s/ Michael R. Lazerwitz  
Michael R. Lazerwitz (*pro hac vice*)

Michael R. Lazerwitz (*pro hac vice*)  
Jeremy J. Calsyn (SBN 205062)  
Lee F. Berger (SBN 222756)  
One Liberty Plaza  
New York, New York 10006  
(212) 225-2000 / (212) 225-3999  
mlazerwitz@cgsh.com  
jcalsyn@cgsh.com  
lberger@cgsh.com

*Attorneys for Defendants LG Display Co., Ltd., and  
LG Display America, Inc.*

COVINGTON & BURLING LLP

By: /s/ Robert D. Wick  
Robert D. Wick (*pro hac vice*)

Robert D. Wick (*pro hac vice*)  
Neil K. Roman (*pro hac vice*)  
Theodore P. Metzler (*pro hac vice*)  
1201 Pennsylvania Ave. NW  
Washington, D.C. 20004  
(202) 662-6000  
rwick@cov.com  
nroman@cov.com  
tmetzler@cov.com

*Attorneys for Defendants Samsung Electronics Co.,  
Ltd., Samsung Semiconductor, Inc., and Samsung  
Electronics America, Inc.*

1  
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PILLSBURY WINTHROP SHAW PITTMAN LLP

By: /s/ Jacob R. Sorenson  
Jacob R. Sorensen (SBN 209134)

John M. Grenfell (SBN 88500)  
Jacob R. Sorensen (SBN 209134)  
Fusae Nara (*pro hac vice*)  
Andrew D. Lanphere (SBN 191479)  
50 Fremont Street  
San Francisco, California 94105  
(415) 983-1000 / (415) 983-1200  
john.grenfell@pillsburylaw.com  
jake.sorensen@pillsburylaw.com  
fusae.nara@pillsburylaw.com  
andrew.lanphere@pillsburylaw.com

*Attorneys for Defendants Sharp Corporation and  
Sharp Electronics Corporation*

WHITE & CASE LLP

By: /s/ John H. Chung  
John H. Chung (*pro hac vice*)

John H. Chung (*pro hac vice*)  
1155 Avenue of the Americas  
New York, New York 10036  
(212) 819-8200 / (212) 354-8113  
jchung@whitecase.com

Christopher M. Curran (*pro hac vice*)  
Kristen J. McAhren (*pro hac vice*)  
WHITE & CASE LLP  
701 Thirteenth Street, NW  
Washington, D.C. 20005  
(202) 626-3600 / (202) 639-9355  
ccurran@whitecase.com  
kmcahren@whitecase.com

*Attorneys for Defendants Toshiba America Electronic  
Components, Inc., Toshiba Corporation, Toshiba  
Mobile Display Co., Ltd., and Toshiba America  
Information Systems, Inc.*



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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 all parties whose signatures are indicated by a "confirmed" signature (/s/) within this e-filed document.

Dated: September 6, 2011


Christopher B. Hockett /SDW  
Christopher B. Hockett (SBN 121539)

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**[PROPOSED] ORDER**

Having considered the foregoing stipulation, and for good cause appearing,  
IT IS SO ORDERED.

Dated: 9/7, 2011

  
\_\_\_\_\_  
The Honorable Susan Illston  
United States District Judge