Case No. 10-CV-5458 SI; 3: 07-md-1827 SI

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7	LG DISPLAY AMERICA, INC.		
8	[Additional moving parties and counsel listed on signature pages]		
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10		DISTRICT COURT	
11		STRICT OF CALIFORNIA	
12	(SAN FRANCISCO DIVISION)		
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14	IN RE: TFT-LCD (FLAT PANEL) ANTITRUST LITIGATION	CASE NO. 3:07-md-1827 SI	
15	ANTIKOSI LITIOATION	MDL NO. 1827	
16	This Document Relates to:	STIPULATION AND [P KOPOSED] ORDER WITHDRAWING JOINT MOTION TO DISMISS AND MOTION	
17	Case No. 10-cv-5458 SI		
18	SB LIQUIDATION TRUST, Plaintiff,	TO COMPEL ARBITRATION AND EXTENDING TIME TO RESPOND TO	
19		AMENDED COMPLAINT	
20	V.		
21	AU OPTRONICS CORPORATION, et al.,		
22	Defendants		
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	STIPULATION AND [PROPOSED] ORDER WITHDRAWING JOINT MOTION TO DISMISS AND MOTION TO COMPEL ARBITRATION AND EXTENDING TIME TO RESPOND TO AMENDED COMPLAINT,		

Plaintiff and Defendants, through the undersigned counsel, request that the Court enter the following order to withdraw: (1) the Defendants' Motion to Dismiss directed to Plaintiff; and (2) Defendants LG Display Co., Ltd.'s and LG Display America, Inc.'s Motion to Compel Arbitration directed to Plaintiff, and extend Defendants' time to respond to the amended complaint that Plaintiff will file on or before June 21, 2011.

WHEREAS certain Defendants filed a joint motion to dismiss the Complaint in this action on May 12, 2011 (MDL Dkt #2757), and Defendants LG Display Co., Ltd. and LG Display America, Inc. filed a motion to compel arbitration on May 12, 2011 (MDL Dkt #2761) (the "Motions");

WHEREAS the hearing on the Motions was originally scheduled for June 24, 2011;

WHEREAS Plaintiff, although it opposes the Motions, will exercise its right under Federal Rule of Civil Procedure 15(a) to file a First Amended Complaint in lieu of filing an opposition to the Motions;

WHEREAS the parties agree that the briefing dates and hearing associated with the Motions should be withdrawn and that Plaintiff will file its First Amended Complaint after the existing deadline to file its opposition to the Motions;

WHEREAS the parties further agree that Defendants may have 30 days to respond to the First Amended Complaint from the date that it is filed, that Plaintiff may have 21 days to oppose or otherwise respond to Defendants' response, and that Defendants may have 14 days to reply to such opposition;

THEREFORE, Plaintiff, by its counsel, and Defendants, by the undersigned counsel, stipulate and agree as follows:

- 1. Plaintiff shall file a First Amended Complaint on or before June 21, 2011.
- 2. The Motions shall be withdrawn and the briefing schedule and hearing date stricken.
- 3. Defendants shall have 30 days from the date of the filing of the First Amended Complaint to answer or otherwise respond to the First Amended Complaint.

- 4. Plaintiff shall have 21 days from the date of the filing of the Defendants' answers or other responses to the First Amended Complaint to oppose or otherwise respond to Defendants' filings.
- 5. Defendants shall have 14 days from the date of the filing of the Plaintiff's responses to submit any replies.
- 6. Plaintiff and Defendants agree that this case shall be considered as filed after December 1, 2010 solely for the purposes of Judge Illston's *Order re: Pretrial and Trial Schedule*, dated November 23, 2010 (MDL Dkt #2165), and for no other purpose.
- 7. Plaintiff and Defendants agree that, should Defendants LG Display Co., Ltd. and LG Display America file a motion to compel arbitration in response to Plaintiff's First Amended Complaint, Plaintiff will not argue that such a motion has been waived due to: (a) the withdrawal of the current motion to compel arbitration (MDL Dkt #2761); or (b) the passage of time between the filing of that motion to compel arbitration and any subsequent motion to compel arbitration filed by Defendants LG Display Co., Ltd. and LG Display America, Inc.

IT IS SO STIPULATED.

18 DATED: June 3, 2011

By: /s/ Steven G. Sklaver

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14	and Toshiba America Information Systems, Inc.	
15	Attestation: The filer of this document attests that the concurrence of the signatories thereto	
16	has been obtained.	
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18	Having considered the foregoing stipulation, and good cause appearing,	
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20	TT IS SO ORDERED.	
20	6/21/11	
21	Judge Susan Illston	
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