

1 Garrard R. Beeney (NY Reg. No. 1656172)  
 (beeneyg@sullcrom.com)  
 2 SULLIVAN & CROMWELL LLP  
 125 Broad Street  
 3 New York, New York 10004-2498  
 Telephone: (212) 558-4000  
 4 Facsimile: (212) 558-3588

5 Brendan P. Cullen (SBN 194057)  
 (cullenb@sullcrom.com)  
 6 SULLIVAN & CROMWELL LLP  
 1870 Embarcadero Road  
 7 Palo Alto, California 94303  
 Telephone: (650) 461-5600  
 8 Facsimile: (650) 461-5700

9 *Attorneys for Philips Electronics North America Corporation*

11 **UNITED STATES DISTRICT COURT**  
 12 **NORTHERN DISTRICT OF CALIFORNIA**

13 IN RE TFT-LCD (FLAT PANEL)  
 14 ANTITRUST LITIGATION  
 15 This Document Relates To: Case No. 09-5609  
 16 NOKIA CORPORATION and NOKIA, INC.,  
 17 *Plaintiffs,*  
 18 v.  
 19 AU OPTRONICS CORPORATION, *et al.,*  
 20 *Defendants.*

Master File No. M07-1827 SI  
 MDL No. 1827

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING HEARING  
 DATE AND EXTENDING BRIEFING  
 SCHEDULE**

---

Judge: The Hon. Susan Illston  
 Courtroom: 10, 19th Floor  
 Hearing Date: February 18, 2011  
 Hearing Time: 9:00 a.m.

1           WHEREAS, on July 23, 2010, Plaintiffs Nokia Corporation and Nokia, Inc. (collectively,  
2 “Nokia”) filed an amended complaint (the “Amended Complaint”) in the above-captioned action; and

3           WHEREAS, on August 27, 2010, Defendant Philips Electronics North America  
4 Corporation (“PENAC”) filed a motion to dismiss the Amended Complaint (the “Motion to Dismiss”);  
5 and

6           WHEREAS, the return date for the Motion to Dismiss originally was designated to be  
7 November 3, 2010; and

8           WHEREAS, on October 7, 2010, PENAC and Nokia entered into a standstill and tolling  
9 agreement (the “Tolling Agreement”) to provide the parties with an opportunity to engage in discussions  
10 regarding possible entry into a further tolling agreement and corresponding suspension of the action as  
11 against PENAC; and

12           WHEREAS, on October 21, 2010, the Court approved an extension to the briefing  
13 schedule and a continuance of the hearing date to allow for the parties to engage in discussions pursuant  
14 to the Tolling Agreement; and

15           WHEREAS, the October 21, 2010 Order provided that (1) the hearing set for  
16 November 3, 2010 would be continued until January 13, 2011; (2) Nokia would file any opposition to  
17 the Motion to Dismiss on or before December 2, 2010; and (3) PENAC would file any reply to Nokia’s  
18 opposition on or before December 23, 2010; and

19           WHEREAS, on December 1, 2010, the Court approved a second extension to the briefing  
20 schedule and a second continuance of the hearing date to allow for the parties to continue their  
21 discussions pursuant to the Tolling Agreement; and

22           WHEREAS, the December 1, 2010 Order provided that (1) the hearing set for  
23 January 13, 2011 would be continued until February 18, 2011; (2) Nokia would file any opposition to  
24 the Motion to Dismiss on or before December 21, 2010; and (3) PENAC would file any reply to Nokia’s  
25 opposition on or before January 17, 2011;

26           WHEREAS, the parties, having made progress towards an agreed resolution of the  
27 matter, continue to engage in constructive discussions regarding Nokia’s claims against PENAC, and  
28

1 believe that they would benefit from an additional, limited extension of time to engage in these  
2 discussions;

3           NOW THEREFORE, PENAC and Nokia, by and through their respective counsel,  
4 stipulate and agree, subject to the Court's approval, that (1) the above-mentioned hearing currently set  
5 for February 18, 2011, shall be continued until February 25, 2011, or as soon thereafter as the Court may  
6 hear the matter; (2) Nokia will file any opposition to the Motion to Dismiss on or before January 11,  
7 2011; and (3) PENAC will file any reply to Nokia's opposition on or before February 7, 2011.

8 IT IS SO ORDERED

9 DATED:

  
\_\_\_\_\_  
HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT JUDGE

