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

17 IN RE TFT-LCD (FLAT PANEL)
 ANTITRUST LITIGATION

18 This Document Relates to
 19 Case C 3:11-02591 SI

20 T-MOBILE U.S.A., INC.,

21 Plaintiff,

22 v.

AU OPTRONICS CORPORATION, et al.,

23 Defendants.

Master File No. C M:07-01827 SI
 Individual Case No. C 3:11-02591 SI
 MDL NO. 1827

**STIPULATION OF DISMISSAL OF
 TATUNG COMPANY AND TATUNG
 COMPANY OF AMERICA, INC. AND
 [PROPOSED] ORDER**

24 Plaintiff T-Mobile U.S.A., Inc. (“T-Mobile”) and Defendants Tatung Company,
 25 (“Tatung”) and Tatung Company of America, Inc., (“Tatung America”), by and through
 26 undersigned counsel, stipulate and agree that T-Mobile hereby dismisses without prejudice all
 27

1 claims being asserted against Tatum and Tatum America in the above-captioned action
2 pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure. In support of this
3 stipulation of dismissal, the parties state as follows:

4 1. T-Mobile and Tatum and Tatum America seek the dismissal without prejudice of
5 all claims asserted against Tatum and Tatum America in this action.

6 2. This stipulation does not affect the rights or claims T-Mobile may have against any
7 other defendant or co-conspirator in this litigation.

8 3. Each party shall bear its own costs and attorneys' fees.

9 WHEREFORE, the parties respectfully request that this Court issue the Proposed
10 Order of Dismissal.

11 **IT IS SO STIPULATED.**

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Dated: August 12, 2013.

SUSMAN GODFREY L.L.P.

By: /s/ Brooke A.M. Taylor
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Counsel for T-Mobile USA, Inc.

Dated: August 12, 2013.

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[PROPOSED] ORDER

The Court having considered the stipulation of the parties, and good cause appearing therefore, orders as follows:

- 1. All claims asserted by T-Mobile U.S.A., Inc. against Defendants Tatung and Tatung America in the underlying action are hereby dismissed without prejudice pursuant to FRCP 41(a)(2); and,
- 2. Each party shall bear its own costs and attorneys' fees.

IT IS SO ORDERED.

Dated entered: _____

The Honorable Susan Illston
District Court Judge

ATTESTATION PURSUANT TO GENERAL ORDER 45

Pursuant to General Order No. 45, § X(B), regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

Dated: August 12, 2013

By: /s/ Brooke A.M. Taylor