

1 Parker C. Folse III (*Pro Hac Vice*)  
 pfolse@susmangodfrey.com  
 2 Brooke A. M. Taylor (*Pro Hac Vice*)  
 btaylor@susmangodfrey.com  
 3 SUSMAN GODFREY L.L.P.  
 1201 Third Avenue, Suite 3800  
 4 Seattle, WA 98101-3000  
 Telephone: (206) 516-3880

5 Adam Carlis (*Pro Hac Vice*)  
 6 acarlis@susmangodfrey.com  
 SUSMAN GODFREY L.L.P.  
 7 1000 Louisiana Street, Suite 5100  
 Houston, Texas 77002  
 8 Telephone: (713) 653-7831

9 Kathryn P. Hoek, CA Bar No. 219247  
 khoek@susmangodfrey.com  
 10 SUSMAN GODFREY L.L.P.  
 1901 Avenue of the Stars, Ste. 950  
 11 Los Angeles, CA 90067-6029  
 Telephone: (310) 310-3100

12 ***Counsel for T-Mobile USA, Inc.***  
 13

Edward A. Friedman (*Pro Hac Vice*)  
 efriedman@fklaw.com  
 Daniel B. Rapport (*Pro Hac Vice*)  
 drapport@fklaw.com  
 Hallie B. Levin (*Pro Hac Vice*)  
 hlevin@fklaw.com  
 Alexander Levi (*Pro Hac Vice*)  
 alevi@fklaw.com  
 FRIEDMAN KAPLAN SEILER &  
 ADELMAN LLP  
 7 Times Square  
 New York, NY 10036-6516  
 Telephone: (212) 833-1100

14  
 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  
 TOSHIBA CORPORATION, TOSHIBA  
 AMERICA ELECTRONIC  
 COMPONENTS, INC., TOSHIBA  
 MOBILE DISPLAY CO., LTD. AND  
 TOSHIBA AMERICA INFORMATION  
 SYSTEMS, INC. AND [PROPOSED]  
 ORDER**

25 Plaintiff T-Mobile U.S.A., Inc. (“T-Mobile”) and Defendants Toshiba Corporation,  
 26 Toshiba America Electronic Components, Inc., Toshiba Mobile Display Co., Ltd. and Toshiba  
 27

1 America Information Systems, Inc., (collectively, “Toshiba”), by and through undersigned  
2 counsel, stipulate and agree that T-Mobile hereby dismisses with prejudice all claims being  
3 asserted against Toshiba in the above-captioned action pursuant to Rule 41(a)(2) of the  
4 Federal Rules of Civil Procedure. In support of this stipulation of dismissal, the parties state  
5 as follows:  
6

7 1. T-Mobile and Toshiba seek the dismissal with prejudice of all claims asserted  
8 against Toshiba in this action.

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

11 3. Each party shall bear its own costs and attorneys’ fees.

12 WHEREFORE, the parties respectfully request that this Court issue the Proposed  
13 Order of Dismissal.

14 **IT IS SO STIPULATED.**

15

16 Dated: September 25, 2013.

SUSMAN GODFREY L.L.P.

17

By: /s/ Brooke A.M. Taylor

18

Parker C. Folse III (pro hac vice)

19

E-Mail: pfolse@susmangodfrey.com

20

Brooke A. M. Taylor (pro hac vice)

21

E-Mail: btaylor@susmangodfrey.com

22

SUSMAN GODFREY L.L.P.

23

1201 Third Ave, Suite 3800

24

Seattle, WA 98101

25

Telephone: (206) 516-3880

26

Facsimile: (206) 516-3883

27

Adam Carlis (Admitted *Pro Hac Vice*)

28

E-Mail: acarlis@susmangodfrey.com

SUSMAN GODFREY L.L.P.

1000 Louisiana Street, Suite 5100

Houston, Texas 77002

Telephone: (713) 653-7831

29

Kathryn P. Hoek, CA Bar No. 219247

30

E-Mail: khoek@susmangodfrey.com

31

SUSMAN GODFREY L.L.P.

32

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1901 Avenue of the Stars, Ste. 950  
Los Angeles, CA 90067-6029  
Telephone: (310) 310-3100

Edward A. Friedman (pro hac vice)  
E-Mail: efriedman@fklaw.com  
Daniel B. Rapport (pro hac vice)  
E-Mail: drapport@fklaw.com  
Hallie B. Levin (pro hac vice)  
E-Mail: hlevin@fklaw.com  
Alexander Levi (pro hac vice)  
E-Mail: alevi@fklaw.com  
FRIEDMAN KAPLAN SEILER & ADELMAN  
7 Times Square  
New York, NY 10036-6516  
Telephone: (212) 833-1100  
Facsimile: (212) 833-1250

*Counsel for T-Mobile USA, Inc.*

Dated: September 25, 2013.

WHITE & CASE LLP

By: /s/ Christopher M. Curran  
Christopher M. Curran (pro hac vice)  
E-Mail: ccurran@whitecase.com  
WHITE & CASE LLP  
701 13<sup>th</sup> St. NW  
Washington, DC 20005  
Telephone: (202) 626-3600  
Facsimile: (202) 639-9355

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[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 Toshiba Corporation, Toshiba America Electronic Components, Inc., Toshiba Mobile Display Co., Ltd. and Toshiba America Information Systems, Inc. in the underlying action are hereby dismissed with 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: September 25, 2013

By: /s/ Brooke A.M. Taylor