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 12 (See Signature Page for Names and Addresses
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 14 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
 15 **SAN FRANCISCO DIVISION**

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

Master Docket No. C M:07-01827 SI
 Individual Case No. C 3:11-02591 SI

18 THIS DOCUMENT RELATES TO:

19
 20 T-MOBILE U.S.A., I.N.C.,

21 Plaintiff,

22 v.

23 AU OPTRONICS CORPORATION,
 24 ET AL.

25 Defendants.

**DECLARATION OF BROOKE A.
 M. TAYLOR IN SUPPORT OF
 PLAINTIFF'S MOTION FOR
 ORDER AUTHORIZING
 PLAINTIFF TO SERVE
 DEFENDANTS CHUNGHWA
 PICTURE TUBES LTD. AND
 TATUNG COMPANY THROUGH
 THEIR U.S. COUNSEL
 PURSUANT TO FED. R. CIV. P.
 4(f)(3)**

26 Date: August 12, 2011
 27 Time: 9:00 a.m.
 Ct. Room: No. 10
 Honorable Susan Illston

1 I, Brooke A. M. Taylor, hereby declare as follows:

2 1. I am an attorney licensed to practice law in the State of Washington and have been
3 admitted to practice pro hac vice before the bar of this Court. I am a partner in Susman Godfrey
4 LLP, counsel of record for T-Mobile USA, Inc. ("T-Mobile"), in the above captioned action
5 pending in this Court.

6 2. I submit this declaration to set forth facts in support of Plaintiff's Motion for Order
7 Authorizing Plaintiff to Serve Defendants Chunghwa Picture Tubes Ltd. And Tatung Company
8 Through Their U.S. Counsel Pursuant to Fed. R. Civ. P. 4(f)(3), filed concurrently herewith.
9 Unless otherwise stated below, the matters stated herein are true to my own personal knowledge,
10 and if called as a witness, I could and would competently testify thereto.

11 3. On April 18, 2011, T-Mobile filed in the United States District Court for the
12 Western District of Washington a Complaint for Damages naming multiple defendants, including
13 Chunghwa Picture Tubes Ltd. ("Chunghwa") and Tatung Company ("Tatung"). The T-Mobile
14 Complaint alleges violation of federal and state antitrust laws. On May 31, 2011, T-Mobile's
15 individual action was transferred to this Court pursuant to Rule 7.1 of the Rules of Procedure of
16 the United States Judicial Panel on Multidistrict Litigation and 28 U.S.C. § 1407.

17 4. In an effort to serve all defendants, including Chunghwa and Tatung, in a timely
18 and cost-effective manner, in April 2011, T-Mobile requested that all defendants waive service of
19 a summons and the Complaint. The overwhelming majority of defendants agreed to do so, but
20 Chunghwa and Tatung did not. A Stipulation to this effect was filed with the Court and entered
21 on June 23, 2011. (Dkt. 25). In response to Plaintiff's request that Chunghwa and Tatung waive
22 service of a summons and the Complaint, on or about, May 26, 2011, Chunghwa and Tatung's
23 U.S. counsel indicated in a phone call that it is not authorized to accept service of the complaint
24 on behalf of Chunghwa or Tatung.

25 5. Based on a review of the docket in this matter, Chunghwa has participated in the
26 LCD Flat Panel MDL Proceeding through domestic counsel in the United States, Gibson, Dunn &
27 Crutcher LLP ("Gibson Dunn"), since January 9, 2009. Since that time, Gibson Dunn has
28 repeatedly appeared as counsel for Chunghwa in the LCD Flat Panel MDL Proceeding to which
the T-Mobile action is related. Gibson Dunn has answered complaints, provided declarations,
petitioned the Court for an extension of time to answer or otherwise respond to complaints, joined
defendants' original motion in opposition to ATS Claims, Inc.'s Motion to Serve Defendants

1 through United States counsel, and participated in class settlement discussions on Chunghwa's
2 behalf.

3 6. Based on a review of the docket in this matter, the law firm of Baker & McKenzie
4 LLP ("Baker") began representing Tatung America in the MDL on January 11, 2008. Tatung
5 America is the United States subsidiary of Tatung, and Baker represents both entities. Baker has
6 submitted motions to dismiss, provided declarations, answered complaints, joined motions
7 opposing class certification, and attended depositions on behalf of Tatung America. Baker
8 represents both Chunghwa and Tatung for purposes of the T-Mobile case.

9 7. Attached hereto as Exhibit A is a true and correct copy of the Hague Convention
10 on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters,
11 Status Table, available at http://www.hcch.net/index_en.php?act=conventions.status&cid=17.

12 8. Attached hereto as Exhibit B is a true and correct print-out of the Taiwan Judicial
13 Assistance circular from the U.S. Department of State, Bureau of Consular Affairs, available at
14 http://travel.state.gov/law/judicial/judicial_669.html.

15 9. Attached hereto as Exhibit C is a true and correct print-out of Preparation of
16 Letters Rogatory circular from the U.S. Department of State, Bureau of Consular Affairs,
17 available at http://travel.state.gov/law/judicial/judicial_683.html.

18 I declare under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct.

20 Executed this 1st day of July, 2011, at Seattle, Washington.

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By: /s/ Brooke A. M. Taylor
Brooke A. M. Taylor