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 SHARP CORPORATION and  
 8 SHARP ELECTRONICS CORPORATION

9

10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN FRANCISCO DIVISION**

13

14 IN RE: TFT-LCD (FLAT PANEL)  
 ANTITRUST LITIGATION

Master File No. 3:07-md-1827 SI  
 MDL No. 1827

15

16 This Document Relates To:  
 17 Case No. C 3:11-02591-SI  
 18 T-MOBILE U.S.A., INC.,  
 19 Plaintiff,  
 20 v.  
 21 AU OPTRONICS CORPORATION, *et al.*,  
 22 Defendants.

**ANSWER OF DEFENDANT SHARP  
 ELECTRONICS CORPORATION TO  
 T-MOBILE U.S.A., INC.'S AMENDED  
 COMPLAINT**

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1 Defendant SHARP ELECTRONICS CORPORATION (“Sharp Electronics”), by  
2 and through its attorneys, admits, denies, and avers as follows with respect to the Amended  
3 Complaint (Dkt. 55) of T-Mobile U.S.A., Inc. (“Plaintiff” or “T-Mobile”), filed in this  
4 Court on November 7, 2011.

5 1. Answering Paragraph 1, Sharp Electronics is without knowledge or  
6 information sufficient to form a belief as to the truth of the allegations in Paragraph 1 and,  
7 on that basis, denies them.

8 2. Answering Paragraph 2, to the extent the allegations in Paragraph 2  
9 concern defendants other than Sharp Electronics or Sharp Corporation (“Sharp”), Sharp  
10 Electronics is without knowledge or information sufficient to form a belief as to the truth  
11 of the allegations and, on that basis, denies them. To the extent the allegations in  
12 Paragraph 2 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

13 3. Answering Paragraph 3, Sharp Electronics admits that during the period  
14 1996 through 2006, LCDs employing different types of active and passive matrix  
15 technologies, including those listed in the first two sentences, were used in hand-held  
16 devices. To the extent the allegations in Paragraph 3 purport to summarize testimony of  
17 H.B. Suh, that testimony speaks for itself. To the extent the remaining allegations in  
18 Paragraph 3 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics  
19 is without knowledge or information sufficient to form a belief as to the truth of the  
20 allegations and, on that basis, denies them. To the extent the remaining allegations in  
21 Paragraph 3 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

22 4. Answering Paragraph 4, to the extent the allegations in Paragraph 4  
23 concern Plaintiff or defendants other than Sharp Electronics or Sharp, Sharp Electronics is  
24 without knowledge or information sufficient to form a belief as to the truth of the  
25 allegations and, on that basis, denies them. To the extent the allegations in Paragraph 4  
26 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

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1           5.        Answering Paragraph 5, Sharp Electronics denies that its plea and fine were  
2 for “participating,” “carrying out” or playing a “role” in “this conspiracy” and otherwise  
3 states that its plea agreement, and those of other defendants, speak for themselves.

4           6.        Answering Paragraph 6, Sharp Electronics admits that many defendants  
5 maintained offices or conducted operations in California during the period from 1996  
6 through 2006. Sharp Electronics states that defendants’ plea agreements speak for  
7 themselves and denies that Sharp Electronics or Sharp were parties to the conspiracies  
8 described in the plea agreements of other defendants. To the extent the remaining  
9 allegations in Paragraph 6 concern defendants other than Sharp Electronics or Sharp,  
10 Sharp Electronics is without knowledge or information sufficient to form a belief as to the  
11 truth of those allegations and, on that basis, denies them. Sharp Electronics otherwise  
12 denies the allegations of Paragraph 6.

13           7.        Answering Paragraph 7, to the extent the allegations in Paragraph 7  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of those allegations  
16 and, on that basis, denies them. To the extent the allegations in Paragraph 7 concern  
17 Sharp Electronics or Sharp, Sharp Electronics denies them.

18           8.        Sharp Electronics denies the allegations in Paragraph 8, except that it  
19 admits that Plaintiff purports to bring this action to recover for “overcharges paid,” and  
20 denies that Plaintiff is entitled to any such relief.

21           9.        Answering Paragraph 9, Sharp Electronics admits that Plaintiff purports to  
22 bring this action to obtain injunctive relief, damages and costs, including reasonable  
23 attorneys fees, under the statutes cited, but denies that Plaintiff is entitled to any such  
24 relief. Sharp Electronics denies the remaining allegations of Paragraph 9.

25           10.       Answering Paragraph 10, Sharp Electronics admits that Plaintiff purports to  
26 bring this action to obtain injunctive relief and to recover treble damages for alleged  
27 violations of Section 1 of the Sherman Act (15 U.S.C. § 1), but denies that Plaintiff is  
28 entitled to any such relief.

1           11.     Answering Paragraph 11, Sharp Electronics admits that Plaintiff purports to  
2 bring this action to recover damages and restitution and obtain injunctive relief for alleged  
3 violations of the California Business and Professions Code and the New York General  
4 Business Law, but denies that Plaintiff is entitled to any such relief and notes that the  
5 Court has already dismissed these claims.

6           12.     Answering Paragraph 12, Sharp Electronics admits that this Court has  
7 subject matter jurisdiction over Plaintiff's claims under the Sherman Act and Clayton Act,  
8 except as it may be limited by the Foreign Trade Antitrust Improvements Act, 15 U.S.C. §  
9 6a. Sharp Electronics denies that the Court has supplemental jurisdiction based on the  
10 allegations in the Amended Complaint and otherwise states that the allegations in  
11 Paragraph 12 are legal conclusions to which no response is required.

12           13.     Answering Paragraph 13, Sharp Electronics denies that it is subject to  
13 personal jurisdiction in either Washington or California based on the allegations in the  
14 Amended Complaint. To the extent the remaining allegations in Paragraph 13 concern  
15 Sharp Electronics or Sharp, Sharp Electronics denies them and otherwise states that the  
16 allegations in Paragraph 13 are legal conclusions to which no response is required. To the  
17 extent the allegations in Paragraph 13 concern defendants other than Sharp Electronics or  
18 Sharp, Sharp Electronics is without knowledge or information sufficient to form a belief as  
19 to the truth of the allegations and, on that basis, denies them.

20           14.     Answering Paragraph 14, Sharp Electronics denies that venue lies in the  
21 Western District of Washington based on the conduct of Sharp Electronics alleged in the  
22 Amended Complaint and otherwise states that the allegations in Paragraph 14 are legal  
23 conclusions to which no response is required.

24           15.     Sharp Electronics admits the allegations of Paragraph 15.

25           16.     Answering Paragraph 16, Sharp Electronics states that the allegations in  
26 Paragraph 16 are legal conclusions to which no response is required.

27           17.     Answering Paragraph 17, Sharp Electronics admits the allegations in the  
28 first, second and third sentences of Paragraph 17 but denies that Paragraph 17 contains a

1 complete description of LCD technology or the processes for manufacturing LCD panels  
2 or incorporating them into other products. The allegations in the fourth sentence of  
3 Paragraph 17 are explanations of terminology to which no response is required.

4 18. Answering Paragraph 18, Sharp Electronics admits that during the period  
5 January 1, 1996 through December 11, 2006, LCDs employing different types of active  
6 and passive matrix technologies were used in hand-held devices. Sharp Electronics denies  
7 the allegations in the second sentence of Paragraph 18.

8 19. Paragraph 19 is a definition of terminology to which no response is  
9 required.

10 20. Paragraph 20 is a definition of terminology to which no response is  
11 required.

12 21. Paragraph 21 is a definition of terminology to which no response is  
13 required.

14 22. Answering Paragraph 22, Sharp Electronics denies the allegations in the  
15 last sentence and states that it is without knowledge or information sufficient to form a  
16 belief as to the truth of the remaining allegations in Paragraph 22 and, on that basis, denies  
17 them.

18 23. Answering Paragraph 23, Sharp Electronics denies the allegations in the  
19 second sentence and states that it is without knowledge or information sufficient to form a  
20 belief as to the truth of the remaining allegations in the first sentence of Paragraph 23 and,  
21 on that basis, denies them.

22 24. Answering Paragraph 24, Sharp Electronics is without knowledge or  
23 information sufficient to form a belief as to the truth of the allegations in the first sentence  
24 of Paragraph 24 and, on that basis, denies them. Sharp Electronics denies the remaining  
25 allegations in Paragraph 24.

26 25. Answering Paragraph 25, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 25  
28 and, on that basis, denies them.

1           26.     Answering Paragraph 26, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 26  
3 and, on that basis, denies them.

4           27.     Answering Paragraph 27, Sharp Electronics denies that T-Mobile  
5 purchased LCD Products sold at artificially-inflated prices because of defendants' price  
6 fixing conspiracy. Sharp Electronics is without knowledge or information sufficient to  
7 form a belief as to the truth of the remaining allegations in Paragraph 27 and, on that basis,  
8 denies them.

9           28.     Answering Paragraph 28, Sharp Electronics is without knowledge or  
10 information sufficient to form a belief as to the truth of the allegations in Paragraph 28  
11 and, on that basis, denies them.

12          29.     Answering Paragraph 29, Sharp Electronics is without knowledge or  
13 information sufficient to form a belief as to the truth of the allegations in Paragraph 29  
14 and, on that basis, denies them.

15          30.     Answering Paragraph 30, Sharp Electronics is without knowledge or  
16 information sufficient to form a belief as to the truth of the allegations in Paragraph 30  
17 and, on that basis, denies them.

18          31.     Answering Paragraph 31, Sharp Electronics states that the allegations in the  
19 first sentence are explanations of terminology to which no response is required. Sharp  
20 Electronics is without knowledge or information sufficient to form a belief as to the truth  
21 of the remaining allegations in Paragraph 31 and, on that basis, denies them.

22          32.     Answering Paragraph 32, Sharp Electronics is without knowledge or  
23 information sufficient to form a belief as to the truth of the allegations in Paragraph 32  
24 and, on that basis, denies them.

25          33.     Answering Paragraph 33, Sharp Electronics is without knowledge or  
26 information sufficient to form a belief as to the truth of the allegations in Paragraph 33  
27 and, on that basis, denies them.

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1           34.     Answering Paragraph 34, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 34  
3 and, on that basis, denies them.

4           35.     Answering Paragraph 35, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 35  
6 and, on that basis, denies them.

7           36.     Answering Paragraph 36, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 36  
9 and, on that basis, denies them.

10          37.     Answering Paragraph 37, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations in Paragraph 37  
12 and, on that basis, denies them.

13          38.     Answering Paragraph 38, Sharp Electronics states that the allegations in the  
14 first sentence are explanations of terminology to which no response is required. Sharp  
15 Electronics is without knowledge or information sufficient to form a belief as to the truth  
16 of the remaining allegations in Paragraph 38 and, on that basis, denies them.

17          39.     Answering Paragraph 39, Sharp Electronics is without knowledge or  
18 information sufficient to form a belief as to the truth of the allegations in Paragraph 39  
19 and, on that basis, denies them.

20          40.     Answering Paragraph 40, Sharp Electronics is without knowledge or  
21 information sufficient to form a belief as to the truth of the allegations in Paragraph 40  
22 and, on that basis, denies them.

23          41.     Answering Paragraph 41, Sharp Electronics is without knowledge or  
24 information sufficient to form a belief as to the truth of the allegations in Paragraph 41  
25 and, on that basis, denies them.

26          42.     Answering Paragraph 42, Sharp Electronics states that the allegations in the  
27 first sentence are explanations of terminology to which no response is required. Sharp  
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1 Electronics is without knowledge or information sufficient to form a belief as to the truth  
2 of the remaining allegations in Paragraph 42 and, on that basis, denies them.

3 43. Answering Paragraph 43, Sharp Electronics is without knowledge or  
4 information sufficient to form a belief as to the truth of the allegations in Paragraph 43  
5 and, on that basis, denies them.

6 44. Answering Paragraph 44, Sharp Electronics is without knowledge or  
7 information sufficient to form a belief as to the truth of the allegations in Paragraph 44  
8 and, on that basis, denies them.

9 45. Answering Paragraph 45, Sharp Electronics is without knowledge or  
10 information sufficient to form a belief as to the truth of the allegations in Paragraph 45  
11 and, on that basis, denies them.

12 46. Answering Paragraph 46, Sharp Electronics is without knowledge or  
13 information sufficient to form a belief as to the truth of the allegations in Paragraph 46  
14 and, on that basis, denies them.

15 47. Answering Paragraph 47, Sharp Electronics states that the allegations in the  
16 first sentence are explanations of terminology to which no response is required. Sharp  
17 Electronics is without knowledge or information sufficient to form a belief as to the truth  
18 of the remaining allegations in Paragraph 47 and, on that basis, denies them.

19 48. Answering Paragraph 48, Sharp Electronics is without knowledge or  
20 information sufficient to form a belief as to the truth of the allegations in Paragraph 48  
21 and, on that basis, denies them.

22 49. Answering Paragraph 49, Sharp Electronics is without knowledge or  
23 information sufficient to form a belief as to the truth of the allegations in Paragraph 49  
24 and, on that basis, denies them.

25 50. Answering Paragraph 50, Sharp Electronics is without knowledge or  
26 information sufficient to form a belief as to the truth of the allegations in Paragraph 50  
27 and, on that basis, denies them.

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1           51.     Answering Paragraph 51, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 51  
3 and, on that basis, denies them.

4           52.     Answering Paragraph 52, Sharp Electronics states that the allegations are  
5 explanations of terminology to which no response is required.

6           53.     Answering Paragraph 53, Sharp Electronics is without knowledge or  
7 information sufficient to form a belief as to the truth of the allegations in Paragraph 53  
8 and, on that basis, denies them.

9           54.     Answering Paragraph 54, Sharp Electronics is without knowledge or  
10 information sufficient to form a belief as to the truth of the allegations in Paragraph 54  
11 and, on that basis, denies them.

12          55.     Answering Paragraph 55, Sharp Electronics states that the allegations in the  
13 first sentence are explanations of terminology to which no response is required. Sharp  
14 Electronics is without knowledge or information sufficient to form a belief as to the truth  
15 of the remaining allegations in Paragraph 55 and, on that basis, denies them

16          56.     Answering Paragraph 56, Sharp Electronics is without knowledge or  
17 information sufficient to form a belief as to the truth of the allegations in Paragraph 56  
18 and, on that basis, denies them.

19          57.     Answering Paragraph 57, Sharp Electronics is without knowledge or  
20 information sufficient to form a belief as to the truth of the allegations in Paragraph 57  
21 and, on that basis, denies them.

22          58.     Answering Paragraph 58, Sharp Electronics is without knowledge or  
23 information sufficient to form a belief as to the truth of the allegations in Paragraph 58  
24 and, on that basis, denies them.

25          59.     Answering Paragraph 59, Sharp Electronics is without knowledge or  
26 information sufficient to form a belief as to the truth of the allegations in Paragraph 59  
27 and, on that basis, denies them.

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1           60.     Answering Paragraph 60, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 60  
3 and, on that basis, denies them.

4           61.     Answering Paragraph 61, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 61  
6 and, on that basis, denies them.

7           62.     Answering Paragraph 62, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 62  
9 and, on that basis, denies them.

10          63.     Answering Paragraph 63, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations in Paragraph 63  
12 and, on that basis, denies them.

13          64.     Answering Paragraph 64, Sharp Electronics states that the allegations in the  
14 first sentence are explanations of terminology to which no response is required. Sharp  
15 Electronics is without knowledge or information sufficient to form a belief as to the truth  
16 of the remaining allegations in Paragraph 64 and, on that basis, denies them.

17          65.     Answering Paragraph 65, Sharp Electronics is without knowledge or  
18 information sufficient to form a belief as to the truth of the allegations in Paragraph 65  
19 and, on that basis, denies them.

20          66.     Answering Paragraph 66, Sharp Electronics is without knowledge or  
21 information sufficient to form a belief as to the truth of the allegations in Paragraph 66  
22 and, on that basis, denies them.

23          67.     Answering Paragraph 67, Sharp Electronics is without knowledge or  
24 information sufficient to form a belief as to the truth of the allegations in Paragraph 67  
25 and, on that basis, denies them.

26          68.     Answering Paragraph 68, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 68  
28 and, on that basis, denies them.

1           69.     Answering Paragraph 69, Sharp Electronics states that the allegations in the  
2 first sentence are explanations of terminology to which no response is required. Sharp  
3 Electronics is without knowledge or information sufficient to form a belief as to the truth  
4 of the remaining allegations in Paragraph 69 and, on that basis, denies them.

5           70.     Answering Paragraph 70, Sharp Electronics is without knowledge or  
6 information sufficient to form a belief as to the truth of the allegations in Paragraph 70  
7 and, on that basis, denies them.

8           71.     Answering Paragraph 71, Sharp Electronics states that the allegations in the  
9 first sentence are explanations of terminology to which no response is required. Sharp  
10 Electronics is without knowledge or information sufficient to form a belief as to the truth  
11 of the remaining allegations in Paragraph 71 and, on that basis, denies them.

12          72.     Answering Paragraph 72, Sharp Electronics admits the allegations in the  
13 first sentence and admits that during the period 1996 – 2006, Sharp manufactured,  
14 marketed, sold or distributed LCD panels, or products containing such panels, that were  
15 ultimately sold to customers in the United States.

16          73.     Answering Paragraph 73, Sharp Electronics admits that it is wholly owned  
17 by Sharp; denies that it is wholly controlled by Sharp; admits that its principal place of  
18 business is One Sharp Plaza, Mahwah, New Jersey 07430; and admits that, during the  
19 period 1996 – 2006, it sold and distributed LCD panels, or products containing such  
20 panels, manufactured by Sharp, to customers in the United States.

21          74.     Answering Paragraph 74, Sharp Electronics states that the allegations in the  
22 first sentence are explanations of terminology to which no response is required. Sharp  
23 Electronics avers, however, that Paragraph 74 renders the Amended Complaint indefinite  
24 and uncertain as to Sharp Electronics and Sharp Corporation. Sharp Electronics denies the  
25 remaining allegations in Paragraph 74.

26          75.     Answering Paragraph 75, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 75  
28 and, on that basis, denies them.

1           76.     Answering Paragraph 76, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 76  
3 and, on that basis, denies them.

4           77.     Answering Paragraph 77, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 77  
6 and, on that basis, denies them.

7           78.     Answering Paragraph 78, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 78  
9 and, on that basis, denies them.

10          79.     Answering Paragraph 79, Sharp Electronics states that the allegations in the  
11 first sentence are explanations of terminology to which no response is required. Sharp  
12 Electronics is without knowledge or information sufficient to form a belief as to the truth  
13 of the remaining allegations in Paragraph 79 and, on that basis, denies them.

14          80.     Answering Paragraph 80, to the extent the allegations in Paragraph 80  
15 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
16 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
17 on that basis, denies them. To the extent the allegations in Paragraph 80 concern Sharp  
18 Electronics or Sharp, Sharp Electronics denies them.

19          81.     Answering Paragraph 81, to the extent the allegations in Paragraph 81  
20 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
21 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
22 on that basis, denies them. To the extent the allegations in Paragraph 81 concern Sharp  
23 Electronics or Sharp, Sharp Electronics denies them.

24          82.     Answering Paragraph 82, to the extent the allegations in Paragraph 82  
25 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
26 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
27 on that basis, denies them. To the extent the allegations in Paragraph 82 concern Sharp  
28 Electronics or Sharp, Sharp Electronics denies them.

1           83.     Answering Paragraph 83, to the extent the allegations in Paragraph 83  
2 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
3 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
4 on that basis, denies them. To the extent the allegations in Paragraph 83 concern Sharp  
5 Electronics or Sharp, Sharp Electronics denies them.

6           84.     Answering Paragraph 84, to the extent the allegations in Paragraph 84  
7 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
8 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
9 on that basis, denies them. To the extent the allegations in Paragraph 84 concern Sharp  
10 Electronics or Sharp, Sharp Electronics denies them.

11          85.     Answering Paragraph 85, Sharp Electronics admits that LCD panels are  
12 used in a number of products and that some televisions, computer monitors, notebook and  
13 laptop computers, mobile wireless handsets, and digital cameras contain LCD panels.  
14 Sharp Electronics lacks sufficient knowledge or information to form a belief as to the truth  
15 of the remaining allegations in Paragraph 85 and, on that basis, denies them.

16          86.     Answering Paragraph 86, Sharp Electronics denies the allegations in the  
17 first sentence and states that it is without knowledge or information sufficient to form a  
18 belief as to the truth of the allegations in the second sentence and, on that basis, denies  
19 them.

20          87.     Answering Paragraph 87, Sharp Electronics denies that “LCD Panels” as  
21 defined in the Amended Complaint comprise a single market; admits that increased  
22 demand for mobile wireless handsets has led to increased demand for LCD panels  
23 designed for such handsets; and states that it is without knowledge or information  
24 sufficient to form a belief as to the truth of the remaining allegations of Paragraph 87 and,  
25 on that basis, denies them.

26          88.     Sharp Electronics denies the allegations in Paragraph 88.

27          89.     Sharp Electronics denies the allegations in Paragraph 89.

28          90.     Sharp Electronics denies the allegations in Paragraph 90.

1           91.     Sharp Electronics denies the allegations in Paragraph 91.

2           92.     Answering Paragraph 92, Sharp Electronics denies the allegations in the  
3 first sentence and states that it is without knowledge or information sufficient to form a  
4 belief as to the truth of the remaining allegations and, on that basis, denies them.

5           93.     Answering Paragraph 93, Sharp Electronics denies the allegations in the  
6 first and third sentences and admits the allegations of the second sentence.

7           94.     Sharp Electronics denies the allegations in Paragraph 94.

8           95.     Answering Paragraph 95, Sharp Electronics admits that Fujitsu, Ltd.  
9 transferred its LCD business to Sharp in 2005; states that it lacks sufficient knowledge or  
10 information about the other corporate transactions listed in Paragraph 95 to form a belief  
11 as to the truth of the allegations concerning those transactions and, on that basis, denies  
12 those allegations; and otherwise denies the allegations of Paragraph 95.

13          96.     Answering Paragraph 96, to the extent the allegations in Paragraph 96  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
16 on that basis, denies them. To the extent the allegations in Paragraph 96 concern Sharp  
17 Electronics or Sharp, Sharp Electronics denies them.

18          97.     Answering Paragraph 97, to the extent the allegations in Paragraph 97  
19 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
20 knowledge or information sufficient to form a belief as to the truth of those allegations  
21 and, on that basis, denies them. To the extent the allegations in Paragraph 97 concern  
22 Sharp Electronics or Sharp, Sharp Electronics denies them.

23          98.     Answering Paragraph 98, Sharp Electronics is without knowledge or  
24 information sufficient to form a belief as to the truth of the allegations in the first sentence  
25 of Paragraph 98 and, on that basis, denies them. To the extent the remaining allegations in  
26 Paragraph 98 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics  
27 is without knowledge or information sufficient to form a belief as to the truth of those  
28

1 allegations and, on that basis, denies them. To the extent the remaining allegations in  
2 Paragraph 98 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

3 99. Answering Paragraph 99, to the extent the allegations in Paragraph 99  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
6 on that basis, denies them. To the extent the allegations in Paragraph 99 concern Sharp  
7 Electronics or Sharp, Sharp Electronics denies them.

8 100. Answering Paragraph 100, to the extent the allegations in Paragraph 100  
9 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
10 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
11 on that basis, denies them. To the extent the allegations in Paragraph 100 concern Sharp  
12 Electronics or Sharp, Sharp Electronics denies them.

13 101. Answering Paragraph 101, to the extent the allegations in Paragraph 101  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
16 on that basis, denies them. To the extent the allegations in Paragraph 101 concern Sharp  
17 Electronics or Sharp, Sharp Electronics denies them.

18 102. Answering Paragraph 102, to the extent the allegations in Paragraph 102  
19 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
20 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
21 on that basis, denies them. To the extent the allegations in Paragraph 102 concern Sharp  
22 Electronics or Sharp, Sharp Electronics denies them.

23 103. Answering Paragraph 103, to the extent the allegations in Paragraph 103  
24 purport to summarize testimony of H.S. Kim or admissions by Samsung, that testimony  
25 and those admissions speak for themselves and no response is required. To the extent the  
26 remaining allegations of Paragraph 103 concern defendants other than Sharp Electronics  
27 or Sharp, Sharp Electronics is without knowledge or information sufficient to form a belief  
28 as to the truth of the allegations and, on that basis, denies them. To the extent the

1 remaining allegations in Paragraph 103 concern Sharp Electronics or Sharp, Sharp  
2 Electronics denies them.

3 104. Answering Paragraph 104, to the extent the allegations in Paragraph 104  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
6 on that basis, denies them. To the extent the allegations in Paragraph 104 concern Sharp  
7 Electronics or Sharp, Sharp Electronics denies them. To the extent the allegations in  
8 Paragraph 104 purport to summarize testimony from other defendants, that testimony  
9 speaks for itself.

10 105. Answering Paragraph 105, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations in Paragraph 105  
12 and, on that basis, denies them. To the extent the allegations in Paragraph 105 purport to  
13 summarize testimony from other defendants, that testimony speaks for itself.

14 106. Answering Paragraph 106, to the extent the allegations in Paragraph 106  
15 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
16 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
17 on that basis, denies them. To the extent the allegations in Paragraph 106 concern Sharp  
18 Electronics or Sharp, Sharp Electronics denies them.

19 107. Sharp Electronics is without knowledge or information sufficient to form a  
20 belief as to the truth of the allegations in Paragraph 107 and, on that basis, denies them.

21 108. Sharp Electronics is without knowledge or information sufficient to form a  
22 belief as to the truth of the allegations in Paragraph 108 and, on that basis, denies them.  
23 To the extent the allegations in Paragraph 108 concern Sharp Electronics or Sharp, Sharp  
24 Electronics denies them.

25 109. Sharp Electronics denies the allegations in Paragraph 109.

26 110. Answering Paragraph 110, to the extent the allegations in Paragraph 110  
27 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
28 knowledge or information sufficient to form a belief as to the truth of the allegations and,

1 on that basis, denies them. To the extent the allegations in Paragraph 110 concern Sharp  
2 Electronics or Sharp, Sharp Electronics denies them.

3 111. Answering Paragraph 111, Sharp Electronics is without knowledge or  
4 information sufficient to form a belief as to the truth of those allegations and, on that basis,  
5 denies them.

6 112. Answering Paragraph 112, to the extent the allegations in Paragraph 112  
7 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
8 knowledge or information sufficient to form a belief as to the truth of those allegations  
9 and, on that basis, denies them. To the extent the allegations in Paragraph 112 concern  
10 Sharp Electronics or Sharp, Sharp Electronics denies them.

11 113. Answering Paragraph 113, to the extent the allegations in Paragraph 113  
12 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
13 knowledge or information sufficient to form a belief as to the truth of those allegations  
14 and, on that basis, denies them. To the extent the allegations in Paragraph 113 concern  
15 Sharp Electronics or Sharp, Sharp Electronics denies them.

16 114. Answering Paragraph 114, to the extent the allegations in Paragraph 114  
17 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
18 knowledge or information sufficient to form a belief as to the truth of those allegations  
19 and, on that basis, denies them. To the extent the allegations in Paragraph 114 concern  
20 Sharp Electronics or Sharp, Sharp Electronics denies them.

21 115. Answering Paragraph 115, to the extent the allegations in Paragraph 115  
22 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
23 knowledge or information sufficient to form a belief as to the truth of those allegations  
24 and, on that basis, denies them. To the extent the allegations in Paragraph 115 concern  
25 Sharp Electronics or Sharp, Sharp Electronics denies them.

26 116. Answering Paragraph 116, to the extent the allegations in Paragraph 116  
27 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
28 knowledge or information sufficient to form a belief as to the truth of those allegations

1 and, on that basis, denies them. To the extent the allegations in Paragraph 116 concern  
2 Sharp Electronics or Sharp, Sharp Electronics denies them.

3 117. Answering Paragraph 117, to the extent the allegations in Paragraph 117  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of those allegations  
6 and, on that basis, denies them. To the extent the allegations in Paragraph 117 concern  
7 Sharp Electronics or Sharp, Sharp Electronics denies them.

8 118. Answering Paragraph 118, to the extent the allegations in Paragraph 118  
9 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
10 knowledge or information sufficient to form a belief as to the truth of those allegations  
11 and, on that basis, denies them. To the extent the allegations in Paragraph 118 concern  
12 Sharp Electronics or Sharp, Sharp Electronics denies them.

13 119. Answering Paragraph 119, to the extent the allegations in Paragraph 119  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of those allegations  
16 and, on that basis, denies them. To the extent the allegations in Paragraph 119 concern  
17 Sharp Electronics or Sharp, Sharp Electronics denies them.

18 120. Answering Paragraph 120, to the extent the allegations in Paragraph 120  
19 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
20 knowledge or information sufficient to form a belief as to the truth of those allegations  
21 and, on that basis, denies them. To the extent the allegations in Paragraph 120 concern  
22 Sharp Electronics or Sharp, Sharp Electronics denies them.

23 121. Answering Paragraph 121, to the extent the allegations in Paragraph 121  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of those allegations  
26 and, on that basis, denies them. To the extent the allegations in Paragraph 121 concern  
27 Sharp Electronics or Sharp, Sharp Electronics denies them.

28

1           122. Answering Paragraph 122, to the extent the allegations in Paragraph 122  
2 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
3 knowledge or information sufficient to form a belief as to the truth of those allegations  
4 and, on that basis, denies them. To the extent the allegations in Paragraph 122 concern  
5 Sharp Electronics or Sharp, Sharp Electronics denies them.

6           123. Answering Paragraph 123, to the extent the allegations in Paragraph 123  
7 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
8 knowledge or information sufficient to form a belief as to the truth of those allegations  
9 and, on that basis, denies them. To the extent the allegations in Paragraph 123 concern  
10 Sharp Electronics or Sharp, Sharp Electronics denies them.

11           124. Answering Paragraph 124, Sharp Electronics is without knowledge or  
12 information sufficient to form a belief as to the truth of the allegations in Paragraph 124  
13 and, on that basis, denies them.

14           125. Answering Paragraph 125, Sharp Electronics is without knowledge or  
15 information sufficient to form a belief as to the truth of the allegations in Paragraph 125  
16 and, on that basis, denies them.

17           126. Answering Paragraph 126, Sharp Electronics is without knowledge or  
18 information sufficient to form a belief as to the truth of the allegations in Paragraph 126  
19 and, on that basis, denies them.

20           127. Answering Paragraph 127, to the extent the allegations in Paragraph 127  
21 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
22 knowledge or information sufficient to form a belief as to the truth of those allegations  
23 and, on that basis, denies them. To the extent the allegations in Paragraph 127 purport to  
24 summarize documents, the documents speak for themselves. To the extent the allegations  
25 in Paragraph 127 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

26           128. Answering Paragraph 128, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 128  
28 and, on that basis, denies them.

1           129. Answering Paragraph 129, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 129  
3 and, on that basis, denies them.

4           130. Answering Paragraph 130, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 130,  
6 and, on that basis, denies them.

7           131. Answering Paragraph 131, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 131  
9 and, on that basis, denies them.

10          132. Answering Paragraph 132, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations in Paragraph 132  
12 and, on that basis, denies them.

13          133. Answering Paragraph 133, to the extent the allegations in Paragraph 133  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of those allegations  
16 and, on that basis, denies them. To the extent the allegations in Paragraph 133 concern  
17 Sharp Electronics or Sharp, Sharp Electronics denies them.

18          134. Answering Paragraph 134, Sharp Electronics is without knowledge or  
19 information sufficient to form a belief as to the truth of the allegations in Paragraph 134  
20 and, on that basis, denies them. To the extent the allegations in Paragraph 134 summarize  
21 Epson's plea agreement, Sharp Electronics states that the plea agreement speaks for itself.

22          135. Answering Paragraph 135, Sharp Electronics is without knowledge or  
23 information sufficient to form a belief as to the truth of the allegations in Paragraph 135  
24 and, on that basis, denies them.

25          136. Answering Paragraph 136, Sharp Electronics is without knowledge or  
26 information sufficient to form a belief as to the truth of the allegations in Paragraph 136  
27 and, on that basis, denies them.

28

1           137. Answering Paragraph 137, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 137  
3 and, on that basis, denies them.

4           138. Answering Paragraph 138, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 138  
6 and, on that basis, denies them.

7           139. Answering Paragraph 139, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 139  
9 and, on that basis, denies them.

10          140. Answering Paragraph 140, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations in Paragraph 140  
12 and, on that basis, denies them.

13          141. Answering Paragraph 141, Sharp Electronics is without knowledge or  
14 information sufficient to form a belief as to the truth of the allegations in Paragraph 141  
15 and, on that basis, denies them.

16          142. Answering Paragraph 142, Sharp Electronics is without knowledge or  
17 information sufficient to form a belief as to the truth of the allegations in Paragraph 142  
18 and, on that basis, denies them.

19          143. Answering Paragraph 143, Sharp Electronics states that the deposition  
20 testimony of H.B. Suh speaks for itself. To the extent the remaining allegations in  
21 Paragraph 143 concern defendants other than Sharp Electronics or Sharp, Sharp  
22 Electronics is without knowledge or information sufficient to form a belief as to the truth  
23 of those allegations and, on that basis, denies them. To the extent the remaining  
24 allegations in Paragraph 143 concern Sharp Electronics or Sharp, Sharp Electronics denies  
25 them.

26          144. Answering Paragraph 144, to the extent the allegations in Paragraph 144  
27 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
28 knowledge or information sufficient to form a belief as to the truth of those allegations

1 and, on that basis, denies them. To the extent the allegations in Paragraph 144 concern  
2 Sharp Electronics or Sharp, Sharp Electronics denies them.

3 145. Answering Paragraph 145, Sharp Electronics is without knowledge or  
4 information sufficient to form a belief as to the truth of the allegations in Paragraph 145  
5 and, on that basis, denies them.

6 146. Sharp Electronics denies the allegations in Paragraph 146.

7 147. Sharp Electronics admits that Brian Graham was formerly a Global  
8 Accounts Manager for Sharp Electronics; that his job duties included gathering price and  
9 market information from all appropriate sources; that on one or more occasions he  
10 communicated with Mr. Gerisch, Mr. O'Donovan, Mr. Hansen, Ms. Caperton, and Mr.  
11 Hertwick; and that some of those communications concerned conditions in the LCD  
12 market, including prices. Sharp Electronics otherwise denies the allegations in Paragraph  
13 147.

14 148. Answering Paragraph 148, Sharp Electronics admits that Sharp's plea  
15 agreement covers TFT-LCDs sold to Apple for iPod portable music players and to  
16 Motorola for certain mobile wireless handsets, over specified time periods. Sharp  
17 Electronics otherwise denies the allegations of Paragraph 148.

18 149. Answering Paragraph 149, Sharp Electronics is without knowledge or  
19 information sufficient to form a belief as to the truth of the allegations in Paragraph 149  
20 and, on that basis, denies them.

21 150. Answering Paragraph 150, to the extent the allegations in Paragraph 150  
22 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
23 knowledge or information sufficient to form a belief as to the truth of those allegations  
24 and, on that basis, denies them. To the extent the allegations in Paragraph 150 concern  
25 Sharp Electronics or Sharp, Sharp Electronics denies them.

26 151. Answering Paragraph 151, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 151  
28 and, on that basis, denies them.

1           152. Answering Paragraph 152, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 152  
3 and, on that basis, denies them.

4           153. Answering Paragraph 153, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 153  
6 and, on that basis, denies them.

7           154. Answering Paragraph 154, to the extent the allegations in Paragraph 154  
8 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
9 knowledge or information sufficient to form a belief as to the truth of those allegations  
10 and, on that basis, denies them. To the extent the allegations in Paragraph 154 concern  
11 Sharp Electronics or Sharp, Sharp Electronics denies them.

12           155. Answering Paragraph 155, to the extent the allegations in Paragraph 155  
13 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
14 knowledge or information sufficient to form a belief as to the truth of those allegations  
15 and, on that basis, denies them. To the extent the allegations in Paragraph 155 concern  
16 Sharp Electronics or Sharp, Sharp Electronics denies them.

17           156. Answering Paragraph 156, to the extent the allegations in Paragraph 156  
18 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
19 knowledge or information sufficient to form a belief as to the truth of those allegations  
20 and, on that basis, denies them. To the extent the allegations in Paragraph 156 concern  
21 Sharp Electronics or Sharp, Sharp Electronics refers Plaintiff to Sharp's plea agreement  
22 and otherwise denies them.

23           157. Answering Paragraph 157, to the extent the allegations purport to  
24 summarize the testimony of James Yang, that testimony speaks for itself. To the extent  
25 the remaining allegations in Paragraph 157 concern defendants other than Sharp  
26 Electronics or Sharp, Sharp Electronics is without knowledge or information sufficient to  
27 form a belief as to the truth of the allegations and, on that basis, denies them. To the  
28

1 extent the allegations in Paragraph 157 concern Sharp Electronics or Sharp, Sharp  
2 Electronics denies them.

3 158. Answering Paragraph 158, to the extent the allegations in Paragraph 158  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of those allegations  
6 and, on that basis, denies them. Sharp is also without knowledge or information sufficient  
7 to form a belief as to the truth of the allegations in the second sentence of Paragraph 158  
8 and, on that basis, denies them. With respect to the third sentence of Paragraph 158, Sharp  
9 Electronics admits that Brian Graham, a former Sharp Electronics employee, regularly  
10 quoted prices to Dell for TFT-LCD panels and occasionally quoted prices to Dell for non-  
11 TFT-LCD panels, but denies that he did so pursuant to instructions from a single  
12 international Sharp sales team located in Japan. With respect to the fourth sentence of  
13 Paragraph 158, Sharp Electronics refers Plaintiff to Sharp's plea agreement and otherwise  
14 denies the allegations.

15 159. Answering Paragraph 159, to the extent the allegations in Paragraph 159  
16 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
17 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
18 on that basis, denies them. Sharp Electronics admits that Brian Graham's duties as a  
19 Sharp Electronics employee included gathering price and market information from all  
20 appropriate sources; that on one or more occasions, he communicated with Michael  
21 Hanson of Samsung; and that some of those communications concerned conditions in  
22 LCD markets, including prices. Sharp Electronics otherwise denies the allegations in  
23 Paragraph 159.

24 160. Answering Paragraph 160, to the extent the allegations in Paragraph 160  
25 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
26 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
27 on that basis, denies them. To the extent the allegations in Paragraph 160 concern Sharp  
28 Electronics or Sharp, Sharp Electronics denies them.

1           161. Answering Paragraph 161, to the extent the allegations in Paragraph 161  
2 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
3 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
4 on that basis, denies them. To the extent the allegations in Paragraph 161 concern Sharp  
5 Electronics or Sharp, Sharp Electronics denies them.

6           162. Answering Paragraph 162, to the extent the allegations purport to quote or  
7 summarize testimony of H.B. Suh or documents produced by other defendants, that  
8 testimony and those documents speak for themselves. To the extent the remaining  
9 allegations in Paragraph 162 concern defendants other than Sharp Electronics or Sharp,  
10 Sharp Electronics is without knowledge or information sufficient to form a belief as to the  
11 truth of the allegations and, on that basis, denies them. To the extent the allegations in  
12 Paragraph 162 concern Sharp Electronics or Sharp, Sharp Electronics refers Plaintiff to  
13 Sharp's plea agreement and otherwise denies the allegations.

14           163. Answering Paragraph 163, Sharp Electronics admits that many defendants  
15 conducted operations in California during the period from January 1, 1996 through  
16 December 11, 2006. Sharp Electronics states that defendants' plea agreements speak for  
17 themselves and denies that Sharp Electronics or Sharp were parties to the conspiracies  
18 described in the plea agreements of other defendants. To the extent the allegations in  
19 Paragraph 163 concern defendants other than Sharp Electronics or Sharp, Sharp  
20 Electronics is without knowledge or information sufficient to form a belief as to the truth  
21 of those allegations and, on that basis, denies them. Sharp Electronics otherwise denies  
22 the allegations of Paragraph 163.

23           164. Answering Paragraph 164, to the extent the allegations in Paragraph 164  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of those allegations  
26 and, on that basis, denies them. To the extent the allegations in Paragraph 164 concern  
27 Sharp Electronics or Sharp, Sharp Electronics denies them.

28

1           165. Answering Paragraph 165, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 165  
3 and, on that basis, denies them.

4           166. Answering Paragraph 166, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 166  
6 and, on that basis, denies them.

7           167. Answering Paragraph 167, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 167  
9 and, on that basis, denies them.

10          168. Answering Paragraph 168, to the extent the allegations in Paragraph 168  
11 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
12 knowledge or information sufficient to form a belief as to the truth of those allegations  
13 and, on that basis, denies them. To the extent the allegations in Paragraph 168 concern  
14 Sharp Electronics or Sharp, Sharp Electronics denies them.

15          169. Answering Paragraph 169, to the extent the allegations in Paragraph 169  
16 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
17 knowledge or information sufficient to form a belief as to the truth of those allegations  
18 and, on that basis, denies them. To the extent the allegations in Paragraph 169 concern  
19 Sharp Electronics or Sharp, Sharp Electronics denies them.

20          170. Answering Paragraph 170, Sharp Electronics is without knowledge or  
21 information sufficient to form a belief as to the truth of the allegations in Paragraph 170  
22 and, on that basis, denies them.

23          171. Answering Paragraph 171, Sharp Electronics is without knowledge or  
24 information sufficient to form a belief as to the truth of the allegations in Paragraph 171  
25 and, on that basis, denies them.

26          172. Answering Paragraph 172, Sharp Electronics admits that it has maintained  
27 offices in San Jose, California. Sharp Electronics denies that Sharp maintained offices in  
28

1 San Jose, California. Otherwise, Sharp Electronics denies the allegations of Paragraph  
2 172.

3 173. Answering Paragraph 173, to the extent the allegations in Paragraph 173  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
6 on that basis, denies them. To the extent the allegations in Paragraph 173 concern Sharp  
7 Electronics or Sharp, Sharp Electronics denies them.

8 174. Answering Paragraph 174, to the extent that the allegations contained in  
9 Paragraph 174 refer to news reports, public statements by government authorities, or other  
10 defendants' public filings, those documents speak for themselves and no response is  
11 required. Otherwise, Sharp Electronics is without knowledge or information sufficient to  
12 form a belief as to the truth of the remaining allegations in Paragraph 174 and, on that  
13 basis, denies them.

14 175. Answering Paragraph 175, to the extent that the allegations contained in  
15 Paragraph 175 refer to news reports, public statements by government authorities, or other  
16 defendants' public filings, those documents speak for themselves and no response is  
17 required. Otherwise, Sharp Electronics is without knowledge or information sufficient to  
18 form a belief as to the truth of the remaining allegations in Paragraph 175 and, on that  
19 basis, denies them.

20 176. Answering Paragraph 176, Sharp Electronics is without knowledge or  
21 information sufficient to form a belief as to the truth of the allegations in Paragraph 176  
22 and, on that basis, denies them.

23 177. Answering Paragraph 177, Sharp Electronics states that Chi Mei  
24 Optoelectronics's plea agreement speaks for itself.

25 178. Answering Paragraph 178, Sharp Electronics states that LG Display's plea  
26 agreement speaks for itself.

27 179. Answering Paragraph 179, Sharp Electronics states that the plea agreement  
28 of Chung Suk "C.S." Chung speaks for itself.

1           180. Answering Paragraph 180, Sharp Electronics states that the plea agreement  
2 of Bock Kwon speaks for itself.

3           181. Answering Paragraph 181, Sharp Electronics states that the indictment  
4 described in Paragraph 181 speaks for itself.

5           182. Answering Paragraph 182, Sharp Electronics states that Chungghwa's plea  
6 agreement speaks for itself.

7           183. Answering Paragraph 183, Sharp Electronics states that the plea  
8 agreements of Chin-Chun "C.C." Liu, Hseuh-Lung "Brian" Lee and Chieng-Hon "Frank"  
9 Lin speak for themselves.

10          184. Answering Paragraph 184, Sharp Electronics states that the indictments  
11 described in Paragraph 184 speak for themselves.

12          185. Answering Paragraph 185, Sharp Electronics admits that Sharp pleaded  
13 guilty to charges of separate bilateral conspiracies to fix the prices of TFT-LCD panels  
14 sold: to Dell from on or about April 1, 2001 to on or about December 1, 2006; to Apple  
15 for use in iPod portable music players from on or about September 1, 2005 to on or about  
16 December 1, 2006; and to Motorola for use in Razr mobile phones from the fall of 2005 to  
17 the middle of 2006. Sharp Electronics denies that the basis for Sharp's plea is accurately  
18 described in Paragraph 185 and states that Sharp's plea agreement speaks for itself. Sharp  
19 Electronics denies the allegations in the third sentence of Paragraph 185 and states that  
20 Sharp Electronics is without knowledge or information sufficient to form a belief as to the  
21 truth of the allegations in the fourth sentence of Paragraph 185 and, on that basis, denies  
22 them.

23          186. Sharp Electronics denies the allegations in Paragraph 186.

24          187. Answering Paragraph 187, Sharp Electronics states that Epson's plea  
25 agreement speaks for itself and further states that Sharp Electronics is without knowledge  
26 or information sufficient to form a belief as to the truth of the allegations in the third  
27 sentence of Paragraph 187 and, on that basis, denies them.

28

1           188. Answering Paragraph 188, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 188  
3 and, on that basis, denies them.

4           189. Answering Paragraph 189, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 189  
6 and, on that basis, denies them.

7           190. Answering Paragraph 190, the first sentence is an explanation of  
8 terminology to which no response is required. To the extent the allegations in Paragraph  
9 190 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is  
10 without knowledge or information sufficient to form a belief as to the truth of those  
11 allegations and, on that basis, denies them. To the extent the allegations in Paragraph 190  
12 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

13           191. Sharp Electronics denies the allegations in Paragraph 191.

14           192. Answering Paragraph 192, Sharp Electronics is without knowledge or  
15 information sufficient to form a belief as to the truth of the allegations in the first sentence  
16 of Paragraph 192 and, on that basis, denies them. Sharp Electronics denies the remaining  
17 allegations in Paragraph 192.

18           193. Answering Paragraph 193, Sharp Electronics admits the allegations in the  
19 second sentence and denies the allegations in the first and third sentences.

20           194. Answering Paragraph 194, Sharp Electronics is without knowledge or  
21 information sufficient to form a belief as to the truth of the allegations in Paragraph 194  
22 and, on that basis, denies them.

23           195. Answering Paragraph 195, to the extent the allegations in Paragraph 195  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
26 on that basis, denies them. To the extent the allegations in Paragraph 195 concern Sharp  
27 Electronics or Sharp, Sharp Electronics denies them.

28

1           196. Answering Paragraph 196, Sharp Electronics admits that the prices of TFT-  
2 LCD panels of a given size, resolution and application have tended to decline over time.  
3 Sharp Electronics otherwise denies the allegations of Paragraph 196.

4           197. Answering Paragraph 197, to the extent that the allegations contained in  
5 Paragraph 197 purport to quote from a magazine, those quoted statements speak for  
6 themselves and no response is required. Sharp Electronics otherwise denies the  
7 allegations of Paragraph 197.

8           198. Answering Paragraph 198, to the extent that the allegations contained in  
9 Paragraph 198 purport to summarize analysts' reports, those reports speak for themselves  
10 and no response is required. Insofar as Paragraph 198 alleges that prices for TFT-LCD  
11 panels exhibited an unusual increase in 1996, Sharp Electronics denies that allegation.

12           199. Answering Paragraph 199, Sharp electronics admits that new generations of  
13 fabs, generally using larger pieces of glass, have entered production since 1996. To the  
14 extent the remaining allegations in Paragraph 199 concern defendants other than Sharp  
15 Electronics or Sharp, Sharp Electronics is without knowledge or information sufficient to  
16 form a belief as to the truth of the allegations and, on that basis, denies them. To the  
17 extent these allegations concern Sharp Electronics or Sharp, Sharp Electronics denies  
18 them.

19           200. Answering Paragraph 200, Sharp Electronics denies the allegations in the  
20 first sentence of Paragraph 200. Sharp Electronics admits that some of the major  
21 component parts for an LCD Panel include the backlight, color filter, PCB polarizer, and  
22 glass. Sharp Electronics is without knowledge or information sufficient to form a belief as  
23 to the truth of the remaining allegations in Paragraph 200, and, on that basis, denies them.

24           201. Answering Paragraph 201, to the extent the allegations in Paragraph 201  
25 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
26 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
27 on that basis, denies them. To the extent the allegations in Paragraph 201 concern Sharp  
28 Electronics or Sharp, Sharp Electronics denies them.

1           202. Answering Paragraph 202, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 202  
3 and, on that basis, denies them.

4           203. Answering Paragraph 203, to the extent the allegations in Paragraph 203  
5 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
6 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
7 on that basis, denies them. To the extent the allegations in Paragraph 203 concern Sharp  
8 Electronics or Sharp, Sharp Electronics denies them.

9           204. Answering Paragraph 204, to the extent the allegations in Paragraph 204  
10 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
11 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
12 on that basis, denies them. To the extent the allegations in Paragraph 204 concern Sharp  
13 Electronics or Sharp, Sharp Electronics denies them.

14           205. Answering Paragraph 205, to the extent the allegations in Paragraph 205  
15 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
16 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
17 on that basis, denies them. To the extent the allegations in Paragraph 205 concern Sharp  
18 Electronics or Sharp, Sharp Electronics denies them.

19           206. Answering Paragraph 206, Sharp Electronics admits the allegations in the  
20 first sentence of Paragraph 206; denies that TFT-LCD panels and STN-STD panels “were  
21 close substitutes for each other;” and states that it is without knowledge or information  
22 sufficient to form a belief as to the truth of the remaining allegations in Paragraph 206  
23 and, on that basis, denies them.

24           207. Answering Paragraph 207, to the extent the allegations in Paragraph 207  
25 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
26 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
27 on that basis, denies them. To the extent the allegations in Paragraph 207 concern Sharp  
28

1 Electronics or Sharp, Sharp Electronics admits that Sharp manufactured both TFT-LCD  
2 Panels and STN-LCD Panels and otherwise denies the allegations in Paragraph 207.

3 208. Answering Paragraph 208, to the extent the allegations in Paragraph 208  
4 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
5 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
6 on that basis, denies them. To the extent the allegations in Paragraph 208 concern Sharp  
7 Electronics or Sharp, Sharp Electronics denies them.

8 209. Answering Paragraph 209, to the extent the allegations in Paragraph 209  
9 purport to summarize testimony of H.B. Suh, that testimony speaks for itself and no  
10 response is required. To the extent the remaining allegations in Paragraph 209 concern  
11 defendants other than Sharp Electronics or Sharp, Sharp Electronics is without knowledge  
12 or information sufficient to form a belief as to the truth of the allegations and, on that  
13 basis, denies them. To the extent the remaining allegations in Paragraph 209 concern  
14 Sharp Electronics or Sharp, Sharp Electronics denies them.

15 210. Paragraph 210 purports to quote testimony by H.B. Suh, which speaks for  
16 itself and to which no response is required.

17 211. Answering Paragraph 211, to the extent the allegations in Paragraph 211  
18 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
19 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
20 on that basis, denies them. Sharp Electronics admits that Brian Graham was formerly a  
21 Global Accounts Manager for Sharp Electronics; that his job duties included gathering  
22 price and market information from all appropriate sources; that Mr. Graham regularly  
23 quoted prices to Dell for TFT-LCD panels and occasionally quoted prices to Dell for non-  
24 TFT-LCD panels; that on one or more occasions, he communicated with employees of  
25 Samsung, Toshiba, and LG; and that some of those communications concerned conditions  
26 in LCD markets, including prices. With respect to the remaining allegations in Paragraph  
27 211, Sharp Electronics refers Plaintiff to Sharp's plea agreement and otherwise denies the  
28 allegations.

1           212. Answering Paragraph 212, with respect to the first sentence in Paragraph  
2 212, Sharp Electronics admits that Brian Graham regularly quoted prices to Dell for TFT-  
3 LCD panels and occasionally quoted prices to Dell for non- TFT-LCD panels, but denies  
4 that he did so pursuant to instructions from a single international Sharp sales team located  
5 in Japan. With respect to the second sentence of Paragraph 212, Sharp Electronics refers  
6 Plaintiff to Sharp’s plea agreement and otherwise denies the allegations.

7           213. Sharp Electronics denies the allegations of Paragraph 213.

8           214. Answering Paragraph 214, Sharp Electronics is without knowledge or  
9 information sufficient to form a belief as to the truth of the allegations in Paragraph 214  
10 and, on that basis, denies them.

11           215. Answering Paragraph 215, Sharp Electronics denies the allegations of the  
12 first sentence and states that it is without knowledge or information sufficient to form a  
13 belief as to the truth of the allegations in the second sentence and, on that basis, denies  
14 them.

15           216. Answering Paragraph 216, Sharp Electronics is without knowledge or  
16 information sufficient to form a belief as to the truth of the allegations in Paragraph 216  
17 and, on that basis, denies them.

18           217. Answering Paragraph 217, Sharp Electronics is without knowledge or  
19 information sufficient to form a belief as to the truth of the allegations in Paragraph 217  
20 and, on that basis, denies them.

21           218. Answering Paragraph 218, Sharp Electronics admits that Sharp pleaded  
22 guilty to charges of engaging in bilateral conspiracies to fix the price of TFT-LCD panels  
23 sold to Motorola for use in Razr mobile phones from the fall of 2005 to the middle of  
24 2006; states that Sharp’s plea agreement speaks for itself; and otherwise denies the  
25 allegations of Paragraph 218.

26           219. Answering Paragraph 219, Sharp Electronics is without knowledge or  
27 information sufficient to form a belief as to the truth of the allegations in Paragraph 219  
28 and, on that basis, denies them.

1           220.    Answering Paragraph 220, Sharp Electronics admits that Sharp pleaded  
2 guilty to charges of engaging in bilateral conspiracies to fix the price of TFT-LCD panels  
3 sold to Motorola for use in Razr mobile phones from the fall of 2005 to the middle of 2006  
4 and further refers Plaintiff to Sharp’s plea agreement. To the extent the remaining  
5 allegations in Paragraph 220 concern defendants other than Sharp Electronics or Sharp,  
6 Sharp Electronics is without knowledge or information sufficient to form a belief as to the  
7 truth of the allegations and, on that basis, denies them. To the extent the allegations in  
8 Paragraph 220 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

9           221.    Answering Paragraph 221, to the extent the allegations in Paragraph 221  
10 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
11 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
12 on that basis, denies them. To the extent the allegations in Paragraph 221 concern Sharp  
13 Electronics or Sharp, Sharp Electronics denies them.

14           222.    Answering Paragraph 222, to the extent the allegations in Paragraph 222  
15 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
16 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
17 on that basis, denies them. To the extent the allegations in Paragraph 222 concern Sharp  
18 Electronics or Sharp, Sharp Electronics denies them.

19           223.    Answering Paragraph 223, Sharp Electronics denies the allegations of the  
20 first sentence and admits the allegations of the second and third sentences.

21           224.    Answering Paragraph 224, Sharp Electronics states that it is without  
22 knowledge or information sufficient to form a belief as to the truth of the allegations in  
23 Paragraph 224 and, on that basis, denies them.

24           225.    Answering Paragraph 225, to the extent the allegations in Paragraph 225  
25 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
26 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
27 on that basis, denies them. To the extent the allegations in Paragraph 225 concern Sharp  
28 Electronics or Sharp, Sharp Electronics denies them.

1           226. Answering Paragraph 226, Sharp Electronics states that it is without  
2 knowledge or information sufficient to form a belief as to the truth of the allegations in  
3 Paragraph 226 and, on that basis, denies them.

4           227. Answering Paragraph 227, Sharp Electronics denies the allegations in the  
5 first sentence. The second sentence purports to quote a 1999 email from Takeuchi  
6 Tomohito, which speaks for itself and to which no response is required.

7           228. Answering Paragraph 228, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in Paragraph 228  
9 and, on that basis, denies them.

10          229. Answering Paragraph 229, Sharp Electronics admits that Sharp pled guilty  
11 to charges of fixing the price of TFT-LCD panels sold to Motorola for use in Razr mobile  
12 phones from the fall of 2005 to the middle of 2006; states that Sharp's plea agreement  
13 speaks for itself; and further states that it is without knowledge or information sufficient to  
14 form a belief as to the truth of the remaining allegations and, on that basis, denies them.

15          230. Sharp Electronics denies the allegations in Paragraph 230.

16          231. Answering Paragraph 231, Sharp Electronics admits that several trade  
17 organizations put on industry-wide meetings. To the extent the remaining allegations in  
18 Paragraph 231 concern defendants other than Sharp Electronics or Sharp, Sharp  
19 Electronics is without knowledge or information sufficient to form a belief as to the truth  
20 of the allegations and, on that basis, denies them. To the extent the remaining allegations  
21 in Paragraph 231 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

22          232. Sharp Electronics is without knowledge or information sufficient to form a  
23 belief as to the truth of the allegations in Paragraph 232 and, on that basis, denies them.

24          233. Sharp Electronics is without knowledge or information sufficient to form a  
25 belief as to the truth of the allegations in Paragraph 233 and, on that basis, denies them.

26          234. Answering Paragraph 234, Sharp Electronics admits that it, Toshiba  
27 Corporation, and a Japanese subsidiary of Samsung are members of SEAJ. Sharp  
28 Electronics denies the allegations of the last sentence of Paragraph 234. Sharp Electronics

1 is without knowledge of information sufficient to form a belief as to the truth of the  
2 remaining allegations in Paragraph 234 and, on that basis, denies them.

3 235. Answering Paragraph 235, Sharp Electronics admits that the Society of  
4 Information Display put on multiple meetings each year, including some of the meetings  
5 specifically described therein. Sharp Electronics is without knowledge or information  
6 sufficient to form a belief as to the truth of the remaining allegations of Paragraph 235  
7 and, on that basis, denies them.

8 236. To the extent that Paragraph 236 purports to summarize trade show  
9 presentations by other defendants or analysts, those presentations speak for themselves  
10 and no response is required. Otherwise, Sharp Electronics is without knowledge or  
11 information sufficient to form a belief as to the truth of the allegations of Paragraph 236  
12 and, on that basis, denies them.

13 237. To the extent that Paragraph 237 purports to summarize trade show  
14 presentations by other defendants or analysts, these presentations speak for themselves and  
15 no response is required. Otherwise, Sharp Electronics is without knowledge or  
16 information sufficient to form a belief as to the truth of the allegations of Paragraph 237  
17 and, on that basis, denies them.

18 238. To the extent that Paragraph 238 purports to summarize presentations by  
19 other defendants, those presentations speak for themselves and no response is required.  
20 Otherwise, Sharp Electronics is without knowledge or information sufficient to form a  
21 belief as to the truth of the allegations of Paragraph 238 and, on that basis, denies them.

22 239. Answering Paragraph 239, Sharp Electronics denies the allegations of the  
23 first sentence and states that it is without knowledge or information sufficient to form a  
24 belief as to the truth of the remaining allegations of Paragraph 239 and, on that basis,  
25 denies them.

26 240. Sharp Electronics is without knowledge or information sufficient to form a  
27 belief as to the truth of the allegations in Paragraph 240 and, on that basis, denies them.

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1           241. Answering Paragraph 241, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations of Paragraph 241  
3 and, on that basis, denies them, except that Sharp Electronics admits that Shigeaki  
4 Mizushima attended GFPC 2006.

5           242. To the extent Paragraph 242 purports to summarize statements by other  
6 defendants, those statements speak for themselves and no response is required. Otherwise,  
7 Sharp Electronics is without knowledge or information sufficient to form a belief as to the  
8 truth of the allegation in Paragraph 242 and, on that basis, denies them.

9           243. Answering Paragraph 243, Sharp Electronics is without knowledge or  
10 information sufficient to form a belief as to the truth of the allegations of Paragraph 243  
11 and, on that basis, denies them, except that Sharp Electronics admits that Shigeaki  
12 Mizushima attended GFPC 2006.

13           244. Answering Paragraph 244, to the extent the allegations in Paragraph 244  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
16 on that basis, denies them. To the extent the allegations in Paragraph 244 concern Sharp  
17 Electronics or Sharp, Sharp Electronics denies them.

18           245. Sharp Electronics denies the allegations in Paragraph 245.

19           246. Answering Paragraph 246, Sharp Electronics denies that there is a single  
20 “U.S. LCD market” and states that it is without knowledge or information sufficient to  
21 form a belief as to the truth of the remaining allegations in Paragraph 246 and, on that  
22 basis, denies them.

23           247. Answering Paragraph 247, to the extent the allegations in Paragraph 247  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
26 on that basis, denies them. To the extent the allegations in Paragraph 247 concern Sharp  
27 Electronics or Sharp, Sharp Electronics denies them.

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1           248. Answering Paragraph 248, Sharp Electronics admits that many defendants  
2 manufactured LCD Products and sold them in the United States. To the extent the  
3 remaining allegations in Paragraph 248 concern defendants other than Sharp Electronics  
4 or Sharp, Sharp Electronics is without knowledge or information sufficient to form a belief  
5 as to the truth of the allegations and, on that basis, denies them. To the extent the  
6 remaining allegations in Paragraph 248 concern Sharp Electronics or Sharp, Sharp  
7 Electronics denies them.

8           249. Answering Paragraph 249, to the extent the allegations in Paragraph 249  
9 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
10 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
11 on that basis, denies them. To the extent the allegations in Paragraph 249 concern Sharp  
12 Electronics or Sharp, Sharp Electronics denies them.

13           250. To the extent the allegations in Paragraph 250 purport to summarize and  
14 quote complaints filed by Sharp and Samsung with the U.S. International Trade  
15 Commission, those complaints speak for themselves and no response is required.  
16 Otherwise, Sharp Electronics denies the allegations in Paragraph 250.

17           251. To the extent the allegations in Paragraph 251 purport to summarize and/or  
18 quote defendants' plea agreements, those plea agreements speak for themselves and no  
19 response is required. Otherwise, Sharp Electronics denies the allegations in Paragraph  
20 251.

21           252. Sharp Electronics denies the allegations in Paragraph 252.

22           253. Sharp Electronics denies the allegations in Paragraph 253.

23           254. Answering Paragraph 254, to the extent the allegations in Paragraph 254  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
26 on that basis, denies them. To the extent the allegations of Paragraph 254 concern Sharp  
27 Electronics or Sharp, Sharp Electronics denies them.

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1           255. Answering Paragraph 255, Sharp Electronics is without knowledge or  
2 information sufficient to form a belief as to the truth of the allegations in Paragraph 255  
3 and, on that basis, denies them.

4           256. Answering Paragraph 256, Sharp Electronics is without knowledge or  
5 information sufficient to form a belief as to the truth of the allegations in Paragraph 256  
6 and, on that basis, denies them.

7           257. Answering Paragraph 257, Sharp Electronics is without knowledge or  
8 information sufficient to form a belief as to the truth of the allegations in the first sentence  
9 of Paragraph 257 and, on that basis, denies those allegations. Sharp Electronics denies the  
10 allegations in the second sentence of Paragraph 257.

11          258. Answering Paragraph 258, Sharp Electronics denies that any “overcharges  
12 caused by defendants’ conspiracy” were passed on to T-Mobile. Otherwise, Sharp  
13 Electronics is without knowledge or information sufficient to form a belief as to the truth  
14 of the allegations in Paragraph 258 and, on that basis, denies them.

15          259. Sharp Electronics denies the allegations in Paragraph 259.

16          260. Answering Paragraph 260, Sharp Electronics is without knowledge or  
17 information sufficient to form a belief as to the truth of the allegations in the first sentence  
18 of Paragraph 260 and, on that basis, denies them. To the extent the remaining allegations  
19 in Paragraph 260 concern defendants other than Sharp Electronics or Sharp, Sharp  
20 Electronics is without knowledge or information sufficient to form a belief as to the truth  
21 of the allegations and, on that basis, denies them. To the extent the remaining allegations  
22 in Paragraph 260 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

23          261. Answering Paragraph 261, to the extent the remaining allegations in  
24 Paragraph 261 concern defendants other than Sharp Electronics or Sharp, Sharp  
25 Electronics is without knowledge or information sufficient to form a belief as to the truth  
26 of the allegations and, on that basis, denies them. To the extent the remaining allegations  
27 in Paragraph 261 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

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1           262. Answering Paragraph 262, to the extent the allegations in Paragraph 262  
2 purport to summarize or quote statements by other defendants, those statements speak for  
3 themselves and no response is required. To the extent the remaining allegations in  
4 Paragraph 262 concern defendants other than Sharp Electronics or Sharp, Sharp  
5 Electronics is without knowledge or information sufficient to form a belief as to the truth  
6 of the allegations and, on that basis, denies them. To the extent the remaining allegations  
7 in Paragraph 262 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

8           263. Answering Paragraph 263, to the extent the allegations in Paragraph 263  
9 purport to summarize or quote statements by other defendants, those statements speak for  
10 themselves and no response is required. To the extent the remaining allegations in  
11 Paragraph 263 concern defendants other than Sharp Electronics or Sharp, Sharp  
12 Electronics is without knowledge or information sufficient to form a belief as to the truth  
13 of the allegations and, on that basis, denies them. To the extent the remaining allegations  
14 in Paragraph 263 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

15           264. Answering Paragraph 264, to the extent the allegations in Paragraph 264  
16 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
17 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
18 on that basis, denies them. To the extent the allegations in Paragraph 264 concern Sharp  
19 Electronics or Sharp, Sharp Electronics denies them.

20           265. Answering Paragraph 265, Sharp Electronics states that it is without  
21 knowledge or information sufficient to form a belief as to the truth of the allegations in  
22 Paragraph 265 and, on that basis, denies them.

23           266. Answering Paragraph 266, to the extent the allegations in Paragraph 266  
24 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
25 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
26 on that basis, denies them. To the extent the allegations in Paragraph 266 concern Sharp  
27 Electronics or Sharp, Sharp Electronics denies them.

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1           267. Answering Paragraph 267, to the extent the allegations in Paragraph 267  
2 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
3 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
4 on that basis, denies them. To the extent the allegations in Paragraph 267 concern Sharp  
5 Electronics or Sharp, Sharp Electronics denies them.

6           268. Answering Paragraph 268, to the extent the allegations in the first sentence  
7 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
8 knowledge or information sufficient to form a belief as to the truth of those allegations  
9 and, on that basis, denies them. To the extent the allegations in Paragraph 268 concern  
10 Sharp Electronics or Sharp, Sharp Electronics denies them. Sharp Electronics is without  
11 knowledge or information sufficient to form a belief as to the remaining allegations in  
12 Paragraph 268, and, on that basis, denies them.

13           269. Answering Paragraph 269, to the extent the allegations in the first sentence  
14 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
15 knowledge or information sufficient to form a belief as to the truth of those allegations  
16 and, on that basis, denies them. To the extent the allegations in the first sentence concern  
17 Sharp Electronics or Sharp, Sharp Electronics denies them. Sharp Electronics is without  
18 knowledge or information sufficient to form a belief as to the truth of the remaining  
19 allegations in Paragraph 269 and, on that basis, denies them.

20           270. Sharp Electronics is without knowledge or information sufficient to form a  
21 belief as to the truth of the allegations in Paragraph 270 and, on that basis, denies them.

22           271. Answering Paragraph 271, to the extent the allegations in the first sentence  
23 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
24 knowledge or information sufficient to form a belief as to the truth of those allegations  
25 and, on that basis, denies them. To the extent the allegations in the first sentence concern  
26 Sharp Electronics or Sharp, Sharp Electronics denies them. The remaining allegations in  
27 Paragraph 271 purport to quote statements by other defendants or news reports, which  
28 statements speak for themselves. Sharp Electronics is otherwise without knowledge or

1 information sufficient form a belief as to the truth of the remaining allegations in  
2 Paragraph 271 and, on that basis, denies them.

3 272. Answering Paragraph 272, to the extent the allegations contained in  
4 Paragraph 272 purport to summarize statements by other defendants or news reports, those  
5 statements speak for themselves and no response is required. Sharp Electronics is  
6 otherwise without knowledge or information sufficient to form a belief as to the truth of  
7 the allegations in Paragraph 272 and, on that basis, denies them.

8 273. Answering Paragraph 273, to the extent the allegations contained in  
9 Paragraph 273 concern defendants other than Sharp Electronics or Sharp, Sharp  
10 Electronics is without knowledge or information sufficient to form a belief as to the truth  
11 of the allegations and, on that basis, denies them. To the extent the allegations in  
12 Paragraph 273 concern Sharp Electronics or Sharp, Sharp Electronics denies them.

13 274. Sharp Electronics is without knowledge or information sufficient to form a  
14 belief as to the truth of the allegations in Paragraph 274 and, on that basis, denies them.

15 275. The allegations in Paragraph 275 are legal contentions to which no  
16 response is required. To the extent any facts are alleged in Paragraph 275 to which a  
17 response is required, Sharp Electronics denies them.

18 276. The allegations in Paragraph 276 are legal contentions to which no  
19 response is required. To the extent any facts are alleged in Paragraph 276 to which a  
20 response is required, Sharp Electronics denies them.

21 277. The allegations in Paragraph 277 are legal contentions to which no  
22 response is required. To the extent any facts are alleged in Paragraph 277 to which a  
23 response is required, Sharp Electronics denies them.

24 278. The allegations in Paragraph 278 are legal contentions to which no  
25 response is required. To the extent any facts are alleged in Paragraph 278 to which a  
26 response is required, Sharp Electronics denies them.

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1           279. The allegations in Paragraph 279 are legal contentions to which no  
2 response is required. To the extent any facts are alleged in Paragraph 279 to which a  
3 response is required, Sharp Electronics denies them.

4           280. Answering Paragraph 280, Sharp Electronics incorporates its responses to  
5 Paragraphs 1-279.

6           281. Answering Paragraph 281, to the extent the allegations in Paragraph 281  
7 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
8 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
9 on that basis, denies them. To the extent the allegations in Paragraph 281 concern Sharp  
10 Electronics or Sharp, Sharp Electronics denies them.

11           282. Answering Paragraph 282, to the extent the allegations in Paragraph 282  
12 concern defendants other than Sharp Electronics or Sharp, Sharp Electronics is without  
13 knowledge or information sufficient to form a belief as to the truth of the allegations and,  
14 on that basis, denies them. To the extent the allegations in Paragraph 282 concern Sharp  
15 or Sharp Electronics, and the acts, practices, and course of conduct alleged in Paragraphs  
16 1-281, Sharp Electronics denies them.

17           283. Sharp Electronics denies the allegations in Paragraph 283.

18           284. Sharp Electronics denies the allegations in Paragraph 284.

19           285. Sharp Electronics denies the allegations in Paragraph 285.

20           286. Sharp Electronics denies the allegations in Paragraph 286.

21           287. Sharp Electronics states that no answer to Paragraph 287 is required due to  
22 the Court's Order re: Defendants' Motions to Dismiss of February 6, 2012.

23           288. Sharp Electronics states that no answer to Paragraph 288 is required due to  
24 the Court's Order re: Defendants' Motions to Dismiss of February 6, 2012.

25           289. Sharp Electronics states that no answer to Paragraph 289 is required due to  
26 the Court's Order re: Defendants' Motions to Dismiss of February 6, 2012.

27           290. Sharp Electronics states that no answer to Paragraph 290 is required due to  
28 the Court's Order re: Defendants' Motions to Dismiss of February 6, 2012.



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**THIRD AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, by the applicable statute of limitations.

**FOURTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, by laches.

**FIFTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because Plaintiff failed to mitigate its damages, if any.

**SIXTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because the conduct alleged was based on independent and legitimate business justifications.

**SEVENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because any actions by Sharp Electronics resulted from a good faith effort to meet competition.

**EIGHTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred because its alleged damages are speculative and because of the impossibility of ascertaining the fact and extent of those alleged damages.

**NINTH AFFIRMATIVE DEFENSE**

Any unlawful conduct, act, or omission of an employee or agent of Sharp Electronics, the occurrence of which Sharp Electronics expressly denies, was committed by individuals acting *ultra vires* and not by or on behalf of Sharp Electronics.

**TENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because plaintiff would be unjustly enriched if it were allowed to recover any part of the damages alleged in the Amended Complaint.

**ELEVENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, by the equitable doctrine of unclean hands.

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**TWELFTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because an award of treble damages against Sharp Electronics based on the conduct alleged in the Amended Complaint would violate the due process clauses of the Fifth and Fourteenth Amendments of the Constitution of the United States.

**THIRTEENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, by the doctrines of estoppel and waiver.

**FOURTEENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because the alleged conduct of Sharp Electronics that is the subject of the Amended Complaint occurred outside the United States and was neither directed to nor affected persons or entities in the United States.

**FIFTEENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, because the injuries alleged in the Amended Complaint, the fact and extent of which are expressly denied by Sharp Electronics, were directly and proximately caused by or contributed to by the statements, acts or omissions of Plaintiff or third persons or entities unaffiliated with Sharp Electronics. To the extent that Sharp Electronics is found liable for damages, those damages must be reduced in proportion to Sharp Electronics’s degree of fault.

**SIXTEENTH AFFIRMATIVE DEFENSE**

Plaintiff’s damages, if any, resulted from the acts or omissions of third parties over whom Sharp Electronics had no control or responsibility. The acts of such third parties constitute intervening or superseding causes of the harm, if any, suffered by Plaintiff.

**SEVENTEENTH AFFIRMATIVE DEFENSE**

Plaintiff has failed to allege fraudulent concealment with particularity.

**EIGHTEENTH AFFIRMATIVE DEFENSE**

Plaintiff’s claims are barred, in whole or in part, to the extent that Plaintiff seeks damages that are duplicative of damages sought in other actions.

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**NINETEENTH AFFIRMATIVE DEFENSE**

Without admitting the existence of any contract, combination or conspiracy in restraint of trade, Sharp Electronics avers that it is entitled to set off any amounts paid to Plaintiff by any defendants other than Sharp Electronics who have settled, or do settle, Plaintiff's claims against them in this matter.

**TWENTIETH AFFIRMATIVE DEFENSE**

Plaintiff's claims for injunctive relief are barred, in whole or in part, insofar as Plaintiff seeks to enjoin alleged events that have already transpired without the requisite showing of threatened future harm or continuing harm.

**TWENTY-FIRST AFFIRMATIVE DEFENSE**

Plaintiff's claims are barred, whole or in part, by plaintiff's failure to take all necessary, reasonable and appropriate actions to avoid the injuries and damages alleged in the Amended Complaint, the fact and extent of the such injuries and damages being expressly denied by Sharp Electronics.

**TWENTY-SECOND AFFIRMATIVE DEFENSE**

There is no basis for plaintiff's assertion of jurisdiction pursuant to the Foreign Trade Antitrust Improvements Act, 15 U.S.C. § 6a, for any claims asserted in the Amended Complaint.

**TWENTY-THIRD AFFIRMATIVE DEFENSE**

Plaintiff's claims are barred, in whole or in part, by the Foreign Commerce Clause of the United States Constitution.

**TWENTY-FOURTH AFFIRMATIVE DEFENSE**

Plaintiff's claims are barred, in whole or in part, because Plaintiff may not recover damages, if any, based on sales outside of the United States.

**TWENTY-FIFTH AFFIRMATIVE DEFENSE**

Plaintiff's claims are improperly joined within the meaning of Rule 20 of the Federal Rules of Civil Procedure because they did not arise out of the same transaction,

1 occurrence or series of transactions or occurrences and/or do not involve questions of law  
2 or fact common to all defendants.

3 **TWENTY-SIXTH AFFIRMATIVE DEFENSE**

4 Plaintiff's claims are barred, in whole or in part, to the extent they are based on  
5 alleged acts, conduct or statements that are specifically permitted by law.

6 **TWENTY-SEVENTH AFFIRMATIVE DEFENSE**

7 Sharp Electronics maintained a reasonable system of supervision and information  
8 gathering to prevent antitrust violations, enforced that system with reasonable diligence,  
9 and did not directly or indirectly induce the violations alleged in the Amended Complaint.

10 **TWENTY-EIGHTH AFFIRMATIVE DEFENSE**

11 As an indirect purchaser, plaintiff cannot recover damages or other monetary relief.

12 **TWENTY-NINTH AFFIRMATIVE DEFENSE**

13 The claims of plaintiff are barred to the extent it has agreed to arbitrate disputes  
14 with Sharp Electronics or to submit such disputes to decision in another forum.

15 **THIRTIETH AFFIRMATIVE DEFENSE**

16 Plaintiff's claims are barred, in whole or in part, by the doctrines of *res judicata*  
17 and/or collateral estoppel.

18 **THIRTY-FIRST AFFIRMATIVE DEFENSE**

19 Sharp Electronics may have other affirmative defenses against Plaintiff, and  
20 reserves the right to assert such defenses in a timely fashion after the facts to support such  
21 defenses become known to Sharp Electronics.

22 **THIRTY-SECOND AFFIRMATIVE DEFENSE**

23 Sharp Electronics reserves the right to assert other defenses as discovery proceeds.

24 **THIRTY-THIRD AFFIRMATIVE DEFENSE**

25 Sharp Electronics adopts by reference any applicable defenses heretofore or  
26 subsequently pleaded by any other defendant not expressly set forth herein.

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