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 SAMSUNG ELECTRONICS CO., LTD.

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO)**

20	SAMSUNG ELECTRONICS CO., LTD.,	)	Case No. 3:11-cv-02620-EMC
		)	Case No. 3:11-cv-03170-EMC
21	v.	)	
22	AU OPTRONICS CORPORATION,	)	<b>STIPULATION AND <del>PROPOSED</del> ORDER</b>
23	et al.	)	<b>TO CONSOLIDATE ACTIONS</b>
		)	Fed. R. Civ. P. 42(a)
24	AU OPTRONICS CORPORATION,	)	
	et al.	)	
25	v.	)	<b>Judge: Honorable Edward M. Chen</b>
26		)	<b>Courtroom: 5</b>
27	SAMSUNG ELECTRONICS CO., LTD.,	)	
	et al.	)	
28		)	

**STIPULATION**

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2           1.       **WHEREAS**, Case No. 3:11-cv-02620-EMC is an action for patent infringement  
3 brought by Samsung Electronics Co., Ltd. against AUO Optronics Corporation, AUO Optronics  
4 Corporation America, Acer Inc., Acer America Corp., BenQ Corp., BenQ America Corp.,  
5 SANYO Electronic Co., Ltd., and SANYO Manufacturing Corp., and pending before the  
6 Honorable Edward M. Chen; and

7           2.       **WHEREAS**, Case No. 3:11-cv-03170-EMC is an action for patent infringement  
8 brought by AUO Optronics Corporation and AUO Optronics Corporation America against  
9 Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., AT&T Mobility LLC, Best  
10 Buy Stores, L.P., BestBuy.com, LLC, Best Buy Stores, L.P., and Interbond Corporation of  
11 America d/b/a BrandsMart U.S.A., and likewise pending before Judge Chen; and

12           3.       **WHEREAS**, both of the above-referenced cases involve the parties' respective  
13 patents related to LCD and OLED technology, and are therefore likely to present common  
14 questions of law and fact; and

15           4.       **WHEREAS**, the Court issued a Related Case Order regarding the above-  
16 referenced cases on August 3, 2011; and

17           5.       **WHEREAS**, the Court expressed its willingness to consolidate the above-  
18 referenced actions during the initial case-management conference that it held for them on October  
19 14, 2011;

20           **NOW, THEREFORE**, each of the parties in both of the above-referenced actions hereby  
21 stipulates and agrees that the interests of efficiency and judicial economy will be served by the

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1 consolidation of those actions for all purposes under Case No. 3:11-cv-02620-EMC pursuant to  
2 Fed. R. Civ. P. 42(a), and hereby requests that the Court order such consolidation.

3  
4 October 17, 2011

Respectfully submitted,  
O'MELVENY & MYERS LLP

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12 October 17, 2011

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AU Optronics Corporation and  
21 AU Optronics Corporation America*

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**ORDER**

Pursuant to the parties' stipulation and good cause appearing therefore, it is hereby ordered that Case No. 3:11-cv-02620-EMC and Case No. 3:11-cv-03170-EMC be consolidated under Case No. 3:11-cv-02620-EMC. The surviving action shall be captioned:

SAMSUNG ELECTRONICS CO., LTD.,	)	Case No. 3:11-cv-02620-EMC
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
AU OPTRONICS CORP., et al.,	)	
	)	
Defendants.	)	
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AND RELATED COUNTERCLAIMS.	)	
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**IT IS SO ORDERED.**

Dated: October 18, 2011

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