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 SHARP CORPORATION and
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10 [additional parties and counsel listed in signature block]

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

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 15 IN RE: TFT-LCD (FLAT PANEL)
 ANTITRUST LITIGATION
 16
 17 This Document Relates To:
 18 Case No. 3:11-cv-06686 SI
 19 STATE OF OKLAHOMA,
 20 Plaintiff,
 21 v.
 22 AU OPTRONICS CORPORATION, *et al.*,
 23 Defendants.
 24

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

**STIPULATION REGARDING
 CLAIMS ASSERTED IN THE
 AMENDED AND RESTATED
 COMPLAINT, AND [~~PROPOSED~~]
 ORDER**

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1 WHEREAS, plaintiff State of Oklahoma (“Oklahoma”) filed an Amended and
2 Restated Complaint (“Amended Complaint”) in the above-captioned on April 12, 2012;

3 WHEREAS, Oklahoma and all Defendants that have waived service (the
4 “Stipulating Defendants”) have met and conferred regarding the Stipulating Defendants’
5 response to the Amended Complaint; and

6 WHEREAS, Oklahoma and the Stipulating Defendants wish to narrow the issues to
7 be decided pursuant to a motion to dismiss.

8 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and
9 among the undersigned counsel, on behalf of their respective clients, Oklahoma, on the one
10 hand, and the Stipulating Defendants, on the other hand, as follows:

11 1. Oklahoma does not assert any claims for indirect purchases in the Amended
12 Complaint under the Sherman Act or the Oklahoma Antitrust Reform Act.

13 2. Oklahoma does not seek treble damages under the Oklahoma Antitrust
14 Reform Act as relief in the Third Claim of the Amended Complaint. The Third Claim
15 encompasses claims brought directly by the State of Oklahoma and not as assignee of any
16 contract.

17 3. Oklahoma only asserts claims for unjust enrichment under Oklahoma law in
18 the Amended Complaint.

19 4. This stipulation does not constitute a waiver by the Stipulating Defendants
20 of any substantive or procedural defense or other basis upon which Stipulating Defendants
21 may move to dismiss.

22 5. This stipulation is made by the State of Oklahoma based upon presently
23 known facts and the current status of the law. This stipulation does not constitute a waiver
24 by the State of Oklahoma of any right to seek leave to amend its claims at a later date to
25 recover any and all available damages or to pursue any and all available claims and
26 remedies.

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1 6. The Stipulating Defendants plan to file a motion to dismiss on July 11, 2012
2 to be heard September 7, 2012. The State of Oklahoma's opposition shall be due August
3 10, 2012, and the Stipulating Defendants' reply shall be due August 24, 2012.

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5 Dated: July 10, 2012.

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ATTESTATION: Pursuant to General Order 45, Part X-B, the filer attests that concurrence
in the filing of this document has been obtained from the signatories thereto.

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[PROPOSED] ORDER

IT IS SO ORDERED.

Dated: 7/12, 2012.



Honorable Susan Illston
U.S. District Court Judge