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18 *Attorneys for Plaintiffs*

19 **UNITED STATES DISTRICT COURT**  
 20 **NORTHERN DISTRICT OF CALIFORNIA**  
 21 **SAN FRANCISCO DIVISION**

22 IN RE OPTICAL DISK DRIVE ANTITRUST  
LITIGATION

Master File No. 3:10-md-2143 RS

MDL Docket No. M 10-2143

23 This Document Relates to

24 Case No. 5:13-cv-04991-RS

25 ACER INC.; ACER AMERICA CORPORATION;  
 26 GATEWAY, INC.; AND GATEWAY U.S.  
 27 RETAIL, INC., F/K/A EMACHINES, INC.

Plaintiffs,

vs.

28 LITE-ON IT CORPORATION; NEC  
 CORPORATION; KONINKLIJKE PHILIPS  
 ELECTRONICS N.V.; PHILIPS & LITE-ON  
 DIGITAL SOLUTIONS CORPORATION; PHILIPS  
 & LITE-ON DIGITAL SOLUTIONS USA, INC.;  
 PIONEER CORPORATION; PIONEER DIGITAL  
 DESIGN & MANUFACTURING COMPANY;

**JOINT STIPULATION AND**  
~~**PROPOSED**~~ **ORDER**  
**REGARDING DEFENDANTS'**  
**RESPONSES TO SECOND**  
**AMENDED COMPLAINT**

Judge Richard Seeborg

1 PIONEER ELECTRONICS (USA) INC.; PIONEER  
2 HIGH FIDELITY TAIWAN CO., LTD.; PIONEER  
3 NORTH AMERICA, INC.; SAMSUNG  
4 ELECTRONICS AMERICA, INC.; SAMSUNG  
5 ELECTRONICS CO., LTD.; SONY  
6 CORPORATION; SONY ELECTRONICS INC.;  
7 SONY NEC OPTIARC INC.; SONY OPTIARC  
8 AMERICA INC.; SONY OPTIARC INC.;  
9 TOSHIBA AMERICA INFORMATION SYSTEMS,  
10 INC.; TOSHIBA CORPORATION; TOSHIBA  
11 SAMSUNG STORAGE TECHNOLOGY  
12 CORPORATION; TOSHIBA SAMSUNG  
13 STORAGE TECHNOLOGY KOREA  
14 CORPORATION,

Defendants.

15 WHEREAS, on July 10, 2014, the Court entered an Order Denying Defendants' Joint Motion  
16 to Dismiss and Granting the Pioneer Defendants' Motion to Dismiss with Leave to Amend. [MDL  
17 Dkt. 1344].

18 WHEREAS, Plaintiffs intend to file a Second Amended Complaint on or before July 30,  
19 2014.

20 WHEREAS, the parties have conferred and agree that Defendants shall have 30 days from  
21 the date of Plaintiffs' amendment to respond to the Second Amended Complaint.

22 NOW, THEREFORE, it is stipulated by and between the undersigned parties, with the  
23 Court's approval, that Defendants shall have 30 days from the filing of Plaintiffs' Second Amended  
24 Complaint to respond to the Second Amended Complaint.

25 IT IS SO STIPULATED.

26 Dated: July 16, 2014

**CARLTON FIELDS JORDEN BURT, P.A.**

By: /s/ David B. Esau

DAVID B. ESAU (*pro hac vice*)

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Counsel for Plaintiffs

ACER AMERICA CORPORATION; GATEWAY,  
INC.; AND GATEWAY U.S. RETAIL, INC., F/K/A  
EMACHINES, INC.

1 DATED: July 16, 2014

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11 STORAGE TECHNOLOGY CORP.; TOSHIBA  
12 SAMSUNG STORAGE TECHNOLOGY KOREA  
13 CORP.; and TOSHIBA AMERICA INFORMATION  
14 SYSTEMS, INC.*

12 DATED: July 16, 2014

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22 Counsel for Defendants  
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24 PHILIPS ELECTRONICS N.V.; PHILIPS & LITE-ON  
25 DIGITAL SOLUTIONS CORP.; and PHILIPS & LITE-  
26 ON DIGITAL SOLUTIONS USA, INC.*

23 DATED: July 16, 2014

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Counsel for Defendants  
*SAMSUNG ELECTRONICS CO, LTD. and SAMSUNG ELECTRONICS AMERICA, INC.*

DATED: July 16, 2014

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DATED: July 16, 2014

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DATED: July 16, 2014

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Counsel for Defendants  
*SONY CORPORATION; SONY ELECTRONICS INC.,  
SONY NEC OPTIARC INC.; SONY OPTIARC  
AMERICA INC.; AND SONY OPTIARC INC.*

Pursuant to Civil Local Rule 5-1(i)(3), the filer attests that concurrence in the filing of this document has been obtained from the stipulating parties.

\* \* \*

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 7/18/14



HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE