

1 LATHAM & WATKINS LLP
 Daniel M. Wall (Bar No. 102580)
 2 *Dan.Wall@lw.com*
 Belinda S Lee (Bar No. 199635)
 3 *Belinda.Lee@lw.com*
 Brendan A. McShane (Bar No. 227501)
 4 *Brendan.McShane@lw.com*
 Christopher B. Campbell (Bar No. 254776)
 5 *Christopher.Campbell@lw.com*
 505 Montgomery Street, Suite 2000
 6 San Francisco, California 94111-6538
 Telephone: +1.415.391.0600
 7 Facsimile: +1.415.395.8095

8 *Attorneys for Defendants Toshiba Samsung Storage*
Technology Korea Corporation, Toshiba Samsung
 9 *Storage Technology Corporation, Toshiba*
 10 *Corporation, and Toshiba America Information*
Systems, Inc.

11 *[Additional Parties and Counsel Listed on Signature*
 12 *Page]*

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

18 IN RE OPTICAL DISK DRIVE PRODUCTS
 19 ANTITRUST LITIGATION

Base Case No. 3:10-md-02143-RS
 MDL No. 2143

20 This document relates to:
 21 Alfred H. Siegel, as Trustee for the Circuit
 22 City Stores, Inc. Liquidating Trust,
 23 Plaintiff,
 24 v.
 25 Sony Corporation, et al.,
 26 Defendants.

Case No. 3:15-cv-03248-RS
**STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING DEADLINE TO
 RESPOND TO COMPLAINT**

1 WHEREAS, on July 13, 2015, plaintiff Alfred H. Siegel, as Trustee for the Circuit City
2 Stores, Inc. Liquidating Trust (the "Trustee") filed the above-captioned action;

3 WHEREAS, on August 5, 2015, the Court approved the Parties' stipulation setting the
4 date for any response to the Complaint as 90 days from the date of service of process (Dkt. No.
5 10);

6 WHEREAS, Defendants received service of process on different dates, and therefore
7 Defendants' responses to the Complaint are currently due as early as November 3 and as late as
8 November 24;

9 WHEREAS, the Trustee and the Defendants have conferred and agree that, for purposes
10 of judicial and party efficiency, it makes sense to coordinate a single date for Defendants'
11 responses to the Complaint.

12 It is therefore STIPULATED and AGREED, subject to Court approval, that:

13 1. All Defendants shall answer or otherwise respond to the Complaint on or before
14 November 13, 2015.

15 2. If any motions to dismiss are filed, Plaintiff's opposition shall be due 60 days after
16 the filing of any said motion to dismiss, and any reply shall be due 30 days after the filing of
17 Plaintiff's opposition.

18 3. This Stipulation does not constitute a waiver by Defendants of any defense,
19 including but not limited to those defenses provided under Rule 12 of the Federal Rules of Civil
20 Procedure.

21 IT IS SO STIPULATED.

22 DATED: November 2, 2015

LATHAM & WATKINS LLP

23 By _____ /s/ Belinda S Lee

24 Daniel M. Wall
25 Belinda S Lee
26 Brendan A. McShane
27 Christopher B. Campbell
28 LATHAM & WATKINS LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
Tel: 415-395-8240
Fax: 415-395-8095

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Counsel for Defendants Toshiba Samsung Storage Technology Korea Corporation, Toshiba Samsung Storage Technology Corporation, Toshiba Corporation, and Toshiba America Information Systems, Inc.

Dated: November 2, 2015

BAKER BOTTS L.L.P.

By _____ /s/ John M. Taladay _____

John M. Taladay
Evan Werbel
BAKER BOTTS L.L.P.
1299 Pennsylvania Avenue, NW
Washington, DC 20004
Telephone: (202) 639-7700
Facsimile: (202) 639-7890

Counsel for Defendants Koninklijke Philips N.V., Lite-On IT Corporation, Philips & Lite-On Digital Solutions Corporation and Philips & Lite-On Digital Solutions U.S.A., Inc.

Dated: November 2, 2015

BOIES, SCHILLER & FLEXNER LLP

By _____ /s/ John F. Cove, Jr. _____

John F. Cove, Jr.
Steven C. Holtzman
Kieran P. Ringgenberg
Beko O. Reblitz-Richardson
BOIES, SCHILLER & FLEXNER LLP
1999 Harrison Street, Suite 900
Oakland, CA 94612
Telephone: (510) 874-1000
Facsimile: (510) 874-1460

Attorneys for Defendants Sony Optiarc America Inc., Sony Optiarc Inc., Sony Corp. and Sony Electronics Inc.

Dated: November 2, 2015

O'MELVENY & MYERS LLP

By _____ /s/ Ian Simmons _____

Ian Simmons
O'MELVENY & MYERS LLP
1625 Eye Street, NW
Washington, DC 20006
Telephone: (202) 383-5300
Facsimile: (202) 383-5414

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

James M. Pearl
O'MELVENY & MYERS LLP
1999 Avenue of the Stars, 7th Floor
Los Angeles, CA 90067
Telephone: (310) 246-8434
Facsimile: (310) 246-6779

*Attorneys for Defendants Samsung Electronics Co.,
Ltd. and Samsung Electronics America, Inc.*

Dated: November 2, 2015

KLEE, TUCHIN, BOGDANOFF & STERN LLP

By _____ /s/ Colleen M. Keating _____

Michael L. Tuchin
Robert J. Pfister
Colleen M. Keating
KLEE, TUCHIN, BOGDANOFF & STERN LLP
1999 Avenue of the Stars, Thirty-Ninth Floor
Los Angeles, CA 90067
Tel: 310-407-4000
Fax: 310-407-9090

*Counsel for Plaintiff Alfred H. Siegel, as Trustee
for the Circuit City Stores, Inc. Liquidating Trust*

ATTESTATION OF CONCURRENCE IN THE FILING

Pursuant to Civil Local Rule No. 5-1(i)(3), I declare that concurrence has been obtained
from each of the above signatories to file this document with the Court.

/s/ Belinda S Lee
BELINDA S LEE

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 11/2/15 _____



HONORABLE RICHARD SELBORG
UNITED STATES DISTRICT COURT JUDGE