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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

TV INTERACTIVE DATA CORPORATION, a
California Corporation,

Plaintiff,

v.

SONY CORPORATION; SONY COMPUTER
ENTERTAINMENT INC.; SONY COMPUTER
ENTERTAINMENT AMERICA, INC.; SONY
CORPORATION OF AMERICA; SONY
ELECTRONICS, INC.; ROYAL PHILIPS
ELECTRONICS N.V.; PHILIPS ELECTRONICS
NORTH AMERICA CORPORATION; TOSHIBA
CORPORATION; TOSHIBA AMERICA, INC.;
TOSHIBA AMERICA CONSUMER PRODUCTS,
L.L.C.; VICTOR COMPANY OF JAPAN, LTD.; JVC
AMERICAS CORP.; FUNAI ELECTRIC CO., LTD.;
FUNAI CORPORATION, INC.; P&F USA, INC.,

Defendants.

Case No. C 10-00475 PJH

**STIPULATION AND
[PROPOSED]
ORDER/COMMISSION FOR
DEPOSITIONS TO BE TAKEN IN
JAPAN**

**DEPONENT:
VICTOR COMPANY OF
JAPAN, LTD.**

1 **JOINT STIPULATION**

2 Beginning December 6, 2011, TV Interactive Data Corp. (“TVI”) will begin depositions
3 of certain witnesses from Victor Company of Japan, Ltd. (“JVC”) at the U.S. Embassy in Tokyo.
4 TVI and JVC hereby submit and jointly stipulate to the following Proposed Order/Commission
5 for Depositions to be Taken in Japan.

6
7 **FOR PLAINTIFF TV INTERACTIVE DATA CORP.**

8 ROBINS, KAPLAN, MILLER & CIRESI,
9 L.L.P.

10 By: /s/ Victor C. Chan
Sang Young A. Brodie (pro hac vice)
11 E-mail: sybrodie@rkmc.com
Richard M. Martinez (pro hac vice)
12 E-mail: rmmartinez@rkmc.com
Trevor J. Foster (pro hac vice)
13 E-mail: tjfoster@rkmc.com
Victor C. Chan (pro hac vice)
14 E-mail: vcchan@rkmc.com

15
16 Dated: November 4, 2011

17
18 **FOR DEFENDANT VICTOR COMPANY OF JAPAN, LTD.**

19 ORRICK, HERRINGTON & SUTCLIFFE LLP

20 By: /s/ T. Vann Pearce, Jr.
William H. Wright
21 E-mail: wwright@orrick.com
Steven J. Routh (pro hac vice)
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Sten A. Jensen (pro hac vice)
23 E-mail: sjensen@orrick.com
Trevor C. Hill (pro hac vice)
24 E-mail: thill@orrick.com
T. Vann Pearce, Jr. (pro hac vice)
25 E-mail: vpearce@orrick.com

26 Dated: November 4, 2011

1 **PROPOSED ORDER/COMMISSION FOR DEPOSITIONS TO BE TAKEN IN JAPAN**

2 TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF AMERICA
3 AT TOKYO, JAPAN

4 Upon the application of Complainant TV Interactive Data Corporation (“TVI”), in *TVI*
5 *Data Corp. v. Sony Corp., et al.*, Inv. No. 10-00475, before the U.S. District Court for the
6 Northern District of California, and pursuant to Article 17 of the United States – Japan Consular
7 Convention,

8 **IT IS ORDERED THAT** the depositions on notice of the following volunteering
9 witnesses be taken at the U.S. Embassy in Tokyo, Japan commencing on or about December 6,
10 2011, at 8:30 a.m. and terminating on or about December 22, 2011 at 4:00 p.m., and that any
11 documentary exhibits in connection therewith be marked:

12 **1. Fed. R. Civ. P. 30(b)(6) deposition of Victor Company of Japan, Ltd.**

13 **Victor Company of Japan, Ltd.**
14 12, Moriya-cho 3-chome, Kanagawa-ku,
15 Yokohama, 221-8528, Japan

16 Potential witnesses for the Fed. R. Civ. P. 30(b)(6) deposition Victor Company of Japan, Ltd.
17 include the following:

18 Hiroki Osano
19 Masaru Hiyama
20 Naohiko Hiramatsu
21 Kenichi Yokomizo
22 Atushi Fukura
23 Masayuki Takami
24 Hidetoshi Ozaki
25 Susumu Sakakibara
26 Mr. Hasegawa

27 **2. Fed. R. Civ. P. 30(b)(1) depositions of individuals**

28 Potential witnesses for depositions under Fed. R. Civ. P. 30(b)(1) include:

Hiroki Osano
Masaru Hiyama
Naohiko Hiramatsu
Kenichi Yokomizo

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Atushi Fukura
Masayuki Takami
Hidetoshi Ozaki
Susumu Sakakibara
Mr. Hasegawa

Counsel for Defendant Victor Company of Japan, Ltd. who will participate in said depositions are William H. Wright, Steven J. Routh, Sten A. Jensen, Trevor C. Hill, T. Vann Pearce, Jr., and John R. Inge.

Counsel for TVI who will participate in said depositions are Richard M. Martinez, Sang Young A. Brodie, Trevor J. Foster, and Victor C. Chan. In addition, Quynh Nguyen, James Tornes and Andrew Wolfe may attend on behalf of TVI.

Jared Taylor will act as interpreter.

The proceedings will be recorded by Christopher Sheppard Hanlon, Lee Anthony Bowry, Peter Wai Kwong Au, Jeffrey Marc Menton, Randell Buckler, Deborah Marshall, Jodi Harmon, Lawrence Paul Nelson, Melanie Louise Giamarco, Tracey LoCastro and/or Randi Birnhak with American Realtime Court Reporters & Videographers. Please cause the testimony of said witnesses to be recorded by video and reduced to writing; the depositions to be signed by said witnesses; said deposition testimony to be annexed to your Commission and closed under your seal; and the return of these materials to this Court with all convenient speed.

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///

1 I, Victor C. Chan, am the ECF user whose User ID and Password are being utilized in the
2 electronic filing of the STIPULATION AND [PROPOSED] ORDER/COMMISSION FOR
3 DEPOSITIONS TO BE TAKEN IN JAPAN. Pursuant to the Northern District of California's
4 General Order 45(X)(B), I attest that concurrence in the filing has been obtained from T. Vann
5 Pearce, Jr.

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1 WITNESS, the Honorable Phyllis J. Hamilton, United States Judge of the United States District
2 Court, Northern District of California, this 8th day of November 2011.

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Honorable Phyllis J. Hamilton
United States Judge
United States District Court
Northern District of California
Oakland Courthouse, Courtroom 3 – 3rd Floor
1301 Clay Street
Oakland, CA 94612

I hereby certify that the signature above is that of the Honorable Phyllis J. Hamilton, United States Judge of the United States District Court, Northern District of California.

Clerk of the Court

By: _____

Deputy Clerk: _____

Seal:

1 Ronald J. Schutz (*Pro Hac Vice*), RJSchutz@rkmc.com
2 Richard M. Martinez (*Pro Hac Vice*), RMMartinez@rkmc.com
3 Sang Young A. Brodie (*Pro Hac Vice*), SYBrodie@rkmc.com
4 Trevor J. Foster (*Pro Hac Vice*), TJFoster@rkmc.com
5 Victor C. Chan (*Pro Hac Vice*), VCChan@rkmc.com

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David Martinez, (CA Bar No. 193183), DMartinez@rkmc.com

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Attorneys for Plaintiff,
TV INTERACTIVE DATA CORPORATION

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

TV INTERACTIVE DATA CORPORATION, a
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Plaintiff,

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SONY CORPORATION; SONY COMPUTER
ENTERTAINMENT INC.; SONY COMPUTER
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CORPORATION OF AMERICA; SONY
ELECTRONICS, INC.; ROYAL PHILIPS
ELECTRONICS N.V.; PHILIPS ELECTRONICS
NORTH AMERICA CORPORATION; TOSHIBA
CORPORATION; TOSHIBA AMERICA, INC.;
TOSHIBA AMERICA CONSUMER PRODUCTS,
L.L.C.; VICTOR COMPANY OF JAPAN, LTD.; JVC
AMERICAS CORP.; FUNAI ELECTRIC CO., LTD.;
FUNAI CORPORATION, INC.; P&F USA, INC.,

Defendants.

Case No. C 10-00475 PJH

CERTIFICATE OF SERVICE

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I hereby certify that on November 4, 2011, I electronically filed
**TV Interactive Data Corporation and Victor Company of Japan's Stipulation And
[Proposed] Order/Commission For Depositions To Be Take In Japan**

with the Clerk of Court using the CM/ECF system, which will send notice of such filing to the
following attorneys:

Philip Barilovits Email: pb@severson.com	John F. Bennett Email: jbenett@bakerlaw.com
Jonathan A. David Email: j david@ldlkm.com	Eric Evans Email: eevans@mayerbrown.com
Mark Fowler Email: mark.fowler@dlapiper.com	Erik Fuehrer Email: erik.fuehrer@dlapiper.com
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and that a true and correct copy of same was sent via email to:

Stan Anker Jensen Email: sjensen@orrick.com Steven J. Routh Email: srouth@orrick.com Orrick Herrington & Sutcliffe LLP 1152 15th Street N.W. Washington, DC 20005	Robert E. McBride Email: rmcbride@mayerbrown.com Mayer Brown LLP 1999 K Street, N.W. Washington, DC 20006-1101
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------

DATED: November 4, 2011

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By: /s/ Victor C. Chan
Victor C. Chan (*pro hac vice*)

**ATTORNEY FOR PLAINTIFF
TV INTERACTIVE DATA CORPORATION**