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

16 IN RE OPTICAL DISK DRIVE PRODUCTS
ANTITRUST LITIGATION

No. 3:10-md-2143 RS (JCS)

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18 INDIRECT PURCHASER PLAINTIFFS'
ADMINISTRATIVE MOTION TO
19 AMEND SCHEDULE FOR CLAIMS
FROM SETTLEMENT FUNDS

20
21 DATE ACTION FILED: Oct. 27, 2009

22 This Document Relates to:
23 ALL INDIRECT PURCHASER ACTIONS
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1 Indirect purchaser plaintiffs (IPPs) request that this Court grant an extension in the schedule
 2 to allow additional time for class members to submit claims for recovery from the seven settlements
 3 with NEC Corporation, Panasonic Corporation and Panasonic Corporation of North America,
 4 (collectively, “Panasonic”), Sony Corporation, Sony Optiarc Inc., Sony Optiarc America Inc.
 5 (collectively, “Sony”), Hitachi-LG Data Storage, Inc. and Hitachi-LG Data Storage Korea, Inc.
 6 (collectively, “HLDS”), LG Electronics, Inc. and LG Electronics USA, Inc., Koninklijke Philips
 7 N.V., Lite-On IT Corporation, Philips & Lite-On Digital Solutions Corporation, and Philips & Lite-
 8 On Digital Solutions U.S.A., Inc. (collectively, “PLDS”), Pioneer Corporation, Pioneer North
 9 America, Inc., Pioneer Electronics (USA) Inc. and Pioneer High Fidelity Taiwan Co., Ltd.
 10 (collectively, “Pioneer”), Teac America, Inc. and Teac Corporation (collectively, “Teac”).

11 The schedule set by this Court for the existing settlements requires the submission of claims
 12 no later than August 1, 2017.¹ Objectors have appealed the first set of settlements between IPPs and
 13 the Panasonic, NEC, HLDS and Sony settlements to the Ninth Circuit Court of Appeals. Those
 14 appeals have been pending for over six months. Currently, the Ninth Circuit estimates that for a civil
 15 appeal, it takes approximately 12-20 months from the notice of appeal.² The final approval hearing
 16 for the second set of settlements between IPPs and PLDS, Pioneer, and Teac is currently scheduled
 17 for September 7, 2017. Two objections have been filed regarding the second set of settlements.

18 Because the distribution of the settlements seems likely to be delayed due to the presence of
 19 objectors, IPPs respectfully request that this Court extend the period for class members to submit
 20 claims an additional 90 days. In connection with the extension, IPPs have sought and received
 21 permission from the PLDS, Pioneer, and Teac defendants for an additional \$450,000 from the

22 ¹ See Submit Claim, Optical Disk Drive Antitrust, <https://www.opticaldiskdriveantitrust.com/>
 23 (last visited July 19, 2017) (“What do I have to do to get my payment? File a claim online or by mail
 24 by August 1, 2017. The simple online claim form only takes 3-5 minutes for most individuals.
 25 Claims may be submitted by mail to In re ODD Products Indirect Purchaser Litigation, P.O. Box
 26 43424, Providence, RI 02940-3424.”); see also Order Granting Indirect Purchaser Plaintiffs’
 27 Unopposed Motion for Preliminary Approval of Class Action Settlements with PLDS and Pioneer
 28 Defendants and Dissemination of Class Notice at 2, Apr. 18, 2017, ECF No. 2284; Order Granting
 Indirect Purchaser Plaintiffs’ Unopposed Motion for Preliminary Approval of Class Action
 Settlement with Teac Defendants and Dissemination of Class Notice at 2, Apr. 18, 2017, ECF No.
 2285.

² Frequently Asked Questions, United States Courts for the Ninth Circuit,
<https://www.ca9.uscourts.gov/content/faq.php> (last visited July 19, 2017).

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settlement funds to be used towards an additional notice campaign for class members. The new period for the close of claims will be October 30, 2017.

DATED: July 27, 2017

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE OPTICAL DISK DRIVE PRODUCTS
ANTITRUST LITIGATION

No. 3:10-md-2143 RS (JCS)

[PROPOSED] ORDER GRANTING
INDIRECT PURCHASER PLAINTIFFS'
ADMINISTRATIVE MOTION TO
AMEND SCHEDULE FOR CLAIMS
FROM SETTLEMENT FUNDS

DATE ACTION FILED: Oct. 27, 2009

This Document Relates to:

ALL INDIRECT PURCHASER ACTIONS

1 This matter comes before the Court on Indirect Purchaser Plaintiffs' Administrative Motion
2 to Amend Schedule for Claims from Settlement Funds. Given the status of the case and the
3 stipulations between the IPPs and certain defendants for an additional notice campaign, it is hereby
4 ordered that the new period for close of claims will be October 30, 2017 for the following
5 settlements: (1) IPP-NEC Settlement Agreement (Oct. 14, 2015); (2) IPP-Panasonic Settlement
6 Agreement (Oct. 20, 2015); (3) IPP-Sony Settlement Agreement (May 9, 2016); (4) IPP-HLDS
7 Settlement Agreement (June 24, 2016); (5) IPP-PLDS Settlement Agreement (Jan. 2, 2017); (6) IPP-
8 Pioneer Settlement Agreement (Mar. 1, 2017); and (7) IPP-TEAC Settlement Agreement (Mar. 1,
9 2017).

10 IT IS SO ORDERED.

11 DATED: _____

12 _____
13 HONORABLE RICHARD SEEBORG
14 UNITED STATES DISTRICT COURT JUDGE

14 Submitted by:

15 Dated: July 27, 2017

16 HAGENS BERMAN SOBOL SHAPIRO LLP

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