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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
MARSHALL DIVISION

JAPAN DISPLAY INC.,) C.A. NO.
PANASONIC LIQUID CRYSTAL) 2:20-cv-00283-JRG
DISPLAY CO., LTD.,) [LEAD CASE]
)
Plaintiffs,) C.A. NO.
) 2:20-cv-00284-JRG
)
VS.) C.A. NO.
) 2:20-cv-00285-JRG§
TIANMA MICROELECTRONICS) [MEMBER CASES]
CO. LTD.,)
)
Defendant.)

REPORTER'S RECORD

TRANSCRIPT OF MOTION TO COMPEL AND STATUS CONFERENCE

BEFORE THE HONORABLE RODNEY GILSTRAP

October 26, 2021; 1:33 p.m.

MARSHALL, TEXAS

Proceedings recorded in realtime via machine shorthand.

Dana Hayden, CCR, RMR, CRR, CRC
Federal Official Court Reporter
35 East Mountain Street
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1 ***** PROCEEDINGS *****

2 THE COURT: This is the time set for hearing
3 before the Court on a motion for a motion to compel
4 production by Japan Display, the Plaintiff in the *Japan*
01:33PM 5 *Display, et al. Versus Tianma Microelectronics Company.*

6 The Court has also scheduled at this time a
7 status conference on this matter. This includes lead
8 case number 2:20-CV-284 and member cases 284 and 285.

9 Let me ask for announcements and then we'll
01:34PM 10 proceed with a recital of what I understand is an
11 agreement of the parties resolving that motion to
12 compel, which appears as Document 137 in this case.

13 What says the Plaintiffs, Japan Display,
14 *et al.*?

01:34PM 15 MR. KLEIN: Good afternoon, your Honor. Eric
16 Klein and Erik Shallman on behalf of Japan, Inc. and
17 Japan Display Company ready to proceed.

18 THE COURT: What's the announcement from
19 Defendant Tianma?

01:34PM 20 MR. FINDLAY: Good afternoon, your Honor. Eric
21 Findlay for Tianma Electronics; along with me, Mr. James
22 Barney, Mr. Aidan Skoyles. We're ready to proceed,
23 Judge.

24 THE COURT: All right. Thank you, Mr. Findlay.
01:35PM 25 Counsel, I've been advised by my staff, who's

1 been in contact with you earlier today that the motion
2 to compel, Document 137, has been resolved by agreement
3 of the parties. I'd like to get a short recitation of
4 the substance of that resolution on the record.

01:35PM 5 I understand that particularly perhaps with the
6 Plaintiff there may be a need to confirm this with
7 clients in Japan, and we can certainly do it subject to
8 that confirmation within a relatively short period of
9 time. But let's put on the record, if you will, where
01:35PM 10 you are with regard to the motion to compel and the
11 particulars of the resolution that's been reached.

12 I don't care whether Plaintiff makes the
13 presentation and Defendant agrees or Defendant makes the
14 presentation and Plaintiff agrees or you do it jointly,
01:35PM 15 but I just want to get the matter on the record.

16 MR. KLEIN: Eric Klein for Plaintiffs, your
17 Honor. The parties have reached a resolution. It's
18 actually Tianma that needs to get confirmation for that.

19 THE COURT: Okay. I knew somebody did.

01:36PM 20 MR. KLEIN: Okay.

21 THE COURT: Why don't you go to the podium,
22 Mr. Klein, please.

23 MR. KLEIN: Thank you, your Honor.

24 The two issues that were brought up during the
01:36PM 25 motion -- for the motion to compel were resolved. We

1 believe we have a resolution for those.

2 The first issue regarding whether documents
3 related to Tianma Japan would be sought in this case,
4 and the parties have made an agreement, and this is the
01:36PM 5 one that is subject to approval from Tianma Japan, which
6 we believe won't be an issue and it will be forthcoming
7 sometime in the next day or two.

8 The parties reached an agreement where the
9 plaintiffs will not pursue discovery from Tianma Japan
01:37PM 10 in the current case. In exchange, Tianma Japan and
11 Tianma Microelectronics will agree not to argue in any
12 subsequent litigation, but the Plaintiffs' litigation of
13 the above-captioned case include any decisions that the
14 Plaintiffs made during that litigation will create
01:37PM 15 estoppel or preclusion regarding any claims against
16 Tianma Japan.

17 THE COURT: All right. Let me ask defense
18 counsel to confirm the accuracy of that recitation.

19 MR. BARNEY: That's accurate, your Honor. And
01:37PM 20 just to be precise, we do have confirmation from our
21 client, Tianma Microelectronics, as to that agreement;
22 we just need to confirm with Tianma Japan, which we will
23 do tomorrow morning, and we do not expect any problems
24 there.

01:37PM 25 THE COURT: All right. Let me ask you to do

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