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8  
 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION  
 12

13 UNITED STATES OF AMERICA )

14 v. )

15 )  
 16 SAMSUNG ELECTRONICS COMPANY, LTD.  
 and SAMSUNG SEMICONDUCTOR INC. )

17 Defendants. )  
 18

Case No. CR-05-643 (PJH)

STIPULATION AND [~~PROPOSED~~]  
 ORDER FOR EXPEDITED  
SENTENCING UNDER L.R. 32-1(b)

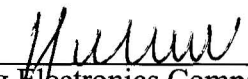
DATE: November 30, 2005  
 TIME: 2:30 p.m.  
 COURT: Hon. Phyllis J. Hamilton


19  
 20 On October 13, 2005, the United States filed an Information charging Samsung  
 21 Electronics Company, Ltd. and Samsung Semiconductor, Inc. (collectively "Samsung") with  
 22 participating in a conspiracy in the United States and elsewhere to suppress and eliminate  
 23 competition by fixing the prices of DRAM to be sold to certain OEM customers from on or about  
 24 April 1, 1999, to on or about June 15, 2002, in violation of the Sherman Antitrust Act, 15 U.S.C.  
 25 § 1. Samsung is scheduled for a change of plea and possible sentencing on November 30, 2005.  
 26 Samsung will waive Indictment and plead guilty under Fed. R. Crim. P. 11(c)(1)(C). The United  
 27 States and Samsung have filed a joint sentencing memorandum describing the material terms of  
 28 the plea agreement and the agreed upon sentencing recommendation.

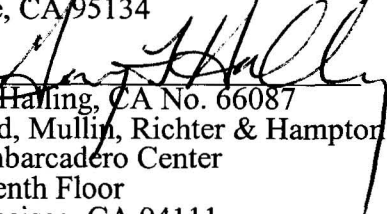
1 IT IS HEREBY STIPULATED AND AGREED as follows:

2 The United States and Samsung request that the Court sentence Samsung on an expedited  
3 basis pursuant to Crim. L.R. 32-1(b), on November 30, 2005. The United States and Samsung  
4 respectfully submit that the Joint Sentencing Memorandum and the Plea Agreement provide  
5 sufficient information for the Court to impose a sentence on November 30, 2005, the same date as  
6 the change of plea hearing, without a presentence report.

7 DATED: November 22, 2005

8 BY:   
9 Samsung Electronics Company, Ltd.  
10 250, 2-Ga, Taepyong  
11 Jung-gu, Seoul 100-742  
12 Republic of Korea

13 BY:   
14 Samsung Semiconductor, Inc.  
15 3655 North First Street  
16 San Jose, CA 95134

17 BY:   
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25 Based on the stipulation of the parties, and for good cause shown,

26 IT IS SO ORDERED:



27 Phyllis J. Hamilton  
28 United States District Judge