

ONTARIO
SUPERIOR COURT OF JUSTICE

BETWEEN :

THE FANSHAWE COLLEGE OF APPLIED ARTS AND TECHNOLOGY

Plaintiff

- and -

HITACHI, LTD., HITACHI ASIA, LTD., HITACHI AMERICA, LTD., HITACHI DISPLAY LTD,
HITACHI ELECTRONIC DEVICES (USA), SHENZHEN SEG HITACHI COLOR DISPLAY
DEVICES, LTD., HITACHI CANADA, LTD., IRICO GROUP CORPORATION, IRICO GROUP
ELECTRONICS CO. LTD., IRICO DISPLAY DEVICES CO., LTD., LG ELECTRONICS, INC.,
LG ELECTRONICS USA, INC., LG ELECTRONICS CANADA, LP DISPLAYS
INTERNATIONAL LTD. (f/k/a LG PHILIPS DISPLAY), PANASONIC CORPORATION F/K/A
MATSUSHITA ELECTRIC INDUSTRIAL CO. LTD., PANASONIC CORPORATION OF NORTH
AMERICA, PANASONIC CANADA INC., BEIJING MATSUSHITA COLOR CRT COMPANY,
LTD., MT PICTURE DISPLAY CO. LTD. F/K/A MATSUSHITA TOSHIBA PICTURE DISPLAY
CO. LTD., DAEWOO INTERNATIONAL CORPORATION, DAEWOO ELECTRONICS
CORPORATION f/k/a DAEWOO ELECTRONICS COMPANY LTD., KONINKLIJKE PHILIPS
ELECTRONICS N.V., PHILIPS ELECTRONICS NORTH AMERICA CORPORATION, PHILIPS
ELECTRONICS LTD., SAMSUNG ELECTRONICS CO. LTD., SAMSUNG SDI CO., LTD. (f/k/a
SAMSUNG DISPLAY DEVICE CO.), SAMSUNG ELECTRONICS AMERICA INC., SAMSUNG
ELECTRONICS CANADA INC., SAMSUNG SDI AMERICA, INC., SAMSUNG SDI MEXICO
S.A. DE C.V., SHENZHEN SAMSUNG SDI CO. LTD., TIANJIN SAMSUNG SDI CO., LTD.,
SAMTEL COLOR, LTD., TATUNG COMPANY OF AMERICA, INC., TATUNG CO. OF CANADA
INC., TOSHIBA CORPORATION, TOSHIBA AMERICA CONSUMER PRODUCTS, LLC
TOSHIBA AMERICA INC., TOSHIBA AMERICA ELECTRONIC COMPONENTS INC.,
TOSHIBA AMERICA INFORMATION SYSTEMS INC., TOSHIBA OF CANADA LIMITED,
CHUNGHWA PICTURE TUBES, LTD and CHUNGHWA PICTURE TUBES (MALAYSIA) SDN.
BHD.

Defendants

Proceeding under the *Class Proceedings Act, 1992*

SECOND FRESH AS AMENDED STATEMENT OF CLAIM

TO THE DEFENDANTS

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the Plaintiff.
The claim made against you is set out in the following pages.

IF YOU WISH TO DEFEND THIS PROCEEDING, you or an Ontario lawyer acting for
you must prepare a statement of defence in Form 18A prescribed by the Rules of Civil
Procedure, serve it on the Plaintiff's lawyer or, where the Plaintiff does not have a lawyer, serve

AMENDED THIS 17 DAY OF June 2014
PURSUANT TO THE ORDER OF JUDGE [Signature]
DATED THE 16 DAY OF June 2014
LOCAL REGISTRAR, SUPERIOR COURT OF JUSTICE

it on the Plaintiff, and file it, with proof of service, in this court office, WITHIN TWENTY DAYS after this statement of claim is served on you, if you are served in Ontario.

If you are served in another province or territory of Canada or in the United States of America, the period for serving and filing your statement of defence is forty days. If you are served outside Canada and the United States of America, the period is sixty days.

Instead of serving and filing a statement of defence, you may serve and file a notice of intent to defend in Form 18B prescribed by the Rules of Civil Procedure. This will entitle you to ten more days within which to serve and file your statement of defence.

IF YOU FAIL TO DEFEND THIS PROCEEDING, JUDGMENT MAY BE GIVEN AGAINST YOU IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

IF YOU PAY THE PLAINTIFF'S CLAIM, and \$1000.00 for costs, within the time for serving and filing your statement of defence, you may move to have this proceeding dismissed by the court. If you believe the amount claimed for costs is excessive, you may pay the Plaintiff's claim and \$400.00 for costs and have the costs assessed by the court.

Date July 29, 2008

Issued by "J. Zegers"
Local registrar

Address of court office London Court House
Civil, Landlord/Tenant Section
Group Floor, Unit "A"
80 Dundas Street
London, ON N6A 6A3

- AND TO: Hitachi Ltd.**
6-6 Marunouchi 1-chome,
Chiyoda-ku, Tokyo, 100-8280 Japan
- AND TO: Hitachi Asia, Ltd.**
16 Collyer Quay
#20-00 Hitachi Tower, Singapore 049318
- AND TO: Hitachi America, Ltd.**
2000 Sierra Point Parkway
Brisbane, California
- AND TO: Hitachi Displays Ltd.**
AKS Building, 3 Kandaneibeicho 3
Chiyoda-ku, Tokyo, 101-0022 Japan

- AND TO: Hitachi Electronic Devices (USA)**
575 Mauldin Road
Greenville, North Carolina 29602
- AND TO: Shenzhen SEG Hitachi Color Display Devices, Ltd.**
5001 Huanggang Road, Futian District
Shenzhen 518035, China
- AND TO: Hitachi Canada, Ltd.**
2495 Meadowpine Boulevard
Mississauga, ON L5N 6C3
- AND TO: Irico Group Corporation**
1 Caihong Rd.,
Xianyang City, Shaanxi Province 712021
China
- AND TO: Irico Group Electronics Co., Ltd**
1 Caihong Rd.,
Xianyang City, Shaanxi Province 712021
China
- AND TO: Irico Display Devices Co., Ltd.**
No. 16, Fenghui South Road West
District High-tech Development Zone
Xi'an, SXI 710075
China
- AND TO: LG Electronics, Inc.**
LG Twin Towers
20 Yeouido-dong, Yeoungdeungpo-gu
Seoul, 150-721, South Korea
- AND TO: LG Electronics USA, Inc.**
1000 Sylvan Ave
Englewood Cliffs, NJ 07632
- AND TO: LG Electronics Canada**
550 Matheson Boulevard East
Mississauga, ON L4Z 4G3
- AND TO: LP Displays International Ltd. (f/k/a LG Philips Display)**
6th Floor, ING Tower
308 Des Voeux Road Central
Sheung Wan, Hong Kong, China
- AND TO: Panasonic Corporation f/k/a Matsushita Electric Industrial Co. Ltd.**
1006, Kadoma, Jadoma City
Osaka, 571-8501, Japan
- AND TO: Panasonic Corporation of North America**
1 Panasonic Way
Secaucus, New Jersey 07094
- AND TO: Panasonic Canada Inc.**
5770 Ambler Drive
Mississauga, ON L4W 2T3

- AND TO: Beijing Matshushita Color CRT Company, Ltd.**
No. 9 Jiuxianqiao N. Rd.
Dashanzi9 Chaoyang District
Beijing, China
- AND TO: MT Picture Display Co., Ltd. f/k/a Matsushita Toshiba Picture Display**
1-1, Saiwai-cho, Takatsuki-shi
Osaka 569-1193, Japan
- AND TO: Daewoo International Corporation**
84-11 Namdaemunno 5-ga,
Jung-gu, Seoul, Korea
- AND TO: Daewoo Electronics Corporation f/k/a Daewoo Electronics Company Ltd.**
686 Ahyeon-dong
Mapagu, Seoul, South Korea
- AND TO: Koninklijke Philips Electronics N.V.**
Philips Head Office, Amstelplein 2
1096 BC Amsterdam
The Netherlands
- AND TO: Philips Electronics North America Corporation**
1251 Avenue of the Americas
New York, New York 10020
- AND TO: Philips Electronics Ltd.**
281 Hillmont Rd.
Markham, ON L6C 2S3
- AND TO: Samsung Electronics Co. Ltd.**
Samsung Main Building 250-2ga
Taepyung-ro Chung-gu, Seoul, Korea
- AND TO: Samsung SDI Co., Ltd. (f/k/a Samsung Display Device Co.)**
575 Shin-dong, Youngtong-gu
Suwon, Kyonggi, South Korea
- AND TO: Samsung Electronics America Inc.**
105 Challenger Rd.
Ridgefield, New Jersey 07660
- AND TO: Samsung Electronics Canada Inc.**
55 Standish Court
Mississauga, Ontario L5R 4B2
- AND TO: Samsung SDI America, Inc.**
3333 Michelson Drive, Suite 700
Irvine, California 92612-1691
- AND TO: Samsung SDI Mexico S.A. de C.V.**
Blvd. Los Olivos, No.21014
Parque Industrial El Florido
Tijuana, B.C. Mexico
- AND TO: Shenzhen Samsung SDI Co. Ltd.**
Huanggang Bei Lu, Futuan Gu
Shenzhen, China

- AND TO: Tianjin Samsung SDI Co., Ltd.**
Developing Zone of Yi-Xian Park
Wuqing County, Tianjin, China
- AND TO: Samtel Color, Ltd.**
6th Floor, TDI Centre, District Centre – Jasola
New Delhi, 110025,
India
- AND TO: Tatung Company of America, Inc.**
2850 El Presidio St.
Long Beach, California 90810
- AND TO: Tatung Co. of Canada Inc.**
100 Clegg Rd.
Markham, ON L6G 1E1
- AND TO: Toshiba Corporation**
1-1, Shibaura 1-chome, Minato-ku
Tokyo, 105-8001, Japan
- AND TO: Toshiba America Consumer Products, LLC**
82 Totawa Rd, Ste 1
Wayne, New Jersey
- AND TO: Toshiba America Inc.**
1251 Avenue of the Americas, Suite 4110
New York, New York 10020
- AND TO: Toshiba America Electronic Components Inc.**
9740 Irvine Blvd
Irvine, California 92718-1697
- AND TO: Toshiba America Information Systems Inc**
9740 Irvine Blvd
Irvine California 92718-1697
- AND TO: Toshiba of Canada Limited**
191 McNabb Street
Markham, Ontario L3R 8H2
- AND TO: Chunghwa Pictures Tubes, Ltd**
No. 1127, Heping Rd.
Bade City, Taouan, Taiwan
- AND TO: Chunghwa Picture Tubes (Malaysia) Sdn. Bhd**
Lot 1, Subang Hi-Tech Industrial Park,
Batu Tiga, 4000 Shah Alam
Selangor Darul Ehsan, Malaysia

CLAIM

1. The Plaintiff claims on behalf of itself and other persons in Canada who are similarly situated:
 - (a) a declaration that the Defendants conspired each with the other to raise, maintain, fix and stabilize the price of cathode ray tubes ("CRTs") and products containing CRTs (collectively "CRT Products") during the period beginning at least January 1, 1998 to November 21, 2007 ("Conspiracy Period");
 - (b) general damages for conspiracy, intentional interference with economic interests, and conduct that is contrary to Part VI of the *Competition Act*, R.S.C. 1985, c. C-34 in the amount of \$150,000,000.00, or alternatively, damages assessed equal to the illegal overcharge;
 - (c) punitive and exemplary damages in the amount of \$15,000,000.00;
 - (d) costs of investigation and prosecution of this proceeding pursuant to section 36 of the *Competition Act*, R.S.C. 1985, c. C-34;
 - (e) pre-judgement and post-judgement interest at the rate of 10% compounded annually or as otherwise ordered by the Honourable Court;
 - (f) costs of this action on a substantial indemnity basis; and
 - (g) such further and other relief as this Honourable Court awards.

NATURE OF THE ACTION

2. This action arises from a conspiracy to fix, raise, maintain, or stabilize prices of CRT Products sold in Canada and worldwide. During the Conspiracy Period, the Defendants and their senior executives participated in illegal and secretive meetings

and made agreements relating to the prices, market share divisions and production levels for CRT Products.

3. A CRT consists of a vacuum tube that is coated on its inside face with light sensitive phosphors. An electron gun at the back of the vacuum tube emits electron beams. When electrons strike the phosphors, the phosphors produce red, blue or green light. A system of magnetic fields inside the CRT direct the beams to produce the desired images. The images may represent pictures (television, computer monitor), electrical waveforms (oscilloscope), echoes of aircraft detected by radar, etc.
4. CRTs can be divided into two main categories: CDTs (colour display tubes) and CPTs (colour picture tubes). CDTs are used in computer monitors and other similar devices. CPTs are used mainly in televisions.
5. Until the last few years, CRT was the dominant technology used in display devices, including televisions, computer monitors, radar equipment, electronic medical equipment, and automated teller machines.

THE PLAINTIFF

6. The plaintiff, The Fanshawe College of Applied Arts and Technology ("Fanshawe College") is a community college located in London, Ontario. Fanshawe Colleges was established as a college of applied arts and technology pursuant to O.Reg. 34.03.
7. During the Conspiracy Period, Fanshawe College purchased CRT Products.

THE DEFENDANTS

8. Various persons and/or firms, not named as Defendants herein, including but not limited to Tatung Company and Thai CRT Company Ltd. may have participated as co-conspirators in the conspiracy alleged herein and may have performed acts and made statements in furtherance thereof.

9. The Defendants named herein are jointly and severally liable for the actions of, and damages allocable to, their co-conspirators.

Chunghwa

10. The Defendant Chunghwa Picture Tubes, Ltd (Chunghwa) has its principal place of business in Taoyuan, Taiwan. During the Conspiracy Period, Chunghwa manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, such as Chunghwa Picture Tubes (Fuzhou) Ltd.
11. The Defendant Chunghwa Picture Tubes (Malaysia) Sdn Bhd ("Chunghwa Malaysia") is a Malaysian company with its principal place of business in Selangor Darul Ehsan, Malaysia. Chunghwa Malaysia is a wholly-owned and controlled subsidiary of Chunghwa. During the Conspiracy Period, Chunghwa Malaysia manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
12. The businesses of each of Chunghwa and Chunghwa Malaysia are inextricably interwoven with that of the other and each is the agent of the other for the purposes of the manufacture, sale and/or distribution of CRT Products in Canada and for the purposes of the conspiracy described hereinafter.

Daewoo

13. The Defendant Daewoo International Corporation ("Daewoo International") is a business entity organized under the laws of South Korea, with its global headquarters in Seoul, Korea. Daewoo International is a successor in interest to the Daewoo Group which was dismantled in or around 1999. During the Conspiracy Period, Daewoo International manufactured, sold and/or distributed CRT Products to customers throughout Canada,

either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.

14. The Defendant Daewoo Electronics Corporation f/k/a Daewoo Electronics Company Ltd. ("Daewoo Electronics") is a corporation organized under the laws of South Korea, with its principal place of business in Seoul, South Korea. Daewoo Electronics is a subsidiary of Daewoo International. Daewoo Electronics was, along with Daewoo Telecom Company, Daewoo Corporation, and Orion Electric Components Company (all of whom were members of what is known as the "Daewoo Group"), a major shareholder of Orion Electric Company ("Orion"), a South Korean corporation that filed for bankruptcy in 2004. During the Conspiracy Period, Orion was a major manufacturer of CRT Products. In 1995, approximately 85% of Orion's \$1 billion in sales was attributed to CRT Products. Orion was involved in CRT Products sales and manufacturing joint ventures and had subsidiaries all over the world, including South Africa, France, Indonesia, Mexico, and the United States. Defendants Daewoo Electronics and Orion were 50/50 joint venture partners in an entity called Daewoo-Orion Société Anonyme ("DOSA") in France. As of approximately 1996, DOSA produced 1.2 million CRTs annually. Daewoo sold DOSA's CRT business in or around 2004. In December 1995, Orion partnered with Defendant Toshiba Corporation and two other non-Defendant entities to form P.T. Tosummit Electronic Devices Indonesia ("TEDI") in Indonesia. TEDI was projected to have an annual production capacity of 2.3 million CRTs by 1999. During the Conspiracy Period, Daewoo Electronics manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, including Orion and DOSA.

15. The businesses of each of Daewoo International and Daewoo Electronics are inextricably interwoven with that of the other and each is the agent of the other for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

Hitachi

16. The Defendant Hitachi, Ltd. ("Hitachi") is a Japanese company with its principal place of business in Tokyo, Japan. Hitachi Ltd is the parent company for the Hitachi brand of CRT Products. During the Conspiracy Period, Hitachi manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, including Hitachi Europe Ltd.
17. The Defendant Hitachi Asia, Ltd. ("Hitachi Asia") is a company with its principal place of business in Singapore. Hitachi Asia is a wholly-owned subsidiary of Hitachi. During the Conspiracy Period, Hitachi Asia manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
18. The Defendant Hitachi America, Ltd. ("Hitachi America") is a New York company with its principal place of business in Brisbane, California. Hitachi America is a wholly-owned subsidiary of Hitachi. During the Conspiracy Period, Hitachi America manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly (through, *inter alia*, its HED Home Electronics Division) or indirectly through the control of its predecessors, affiliates and/or subsidiaries (such as Hitachi Home Electronics (America) Inc. or Hitachi Sales Corporation of Hawaii, Inc.).
19. The Defendant Hitachi Displays, Ltd. ("Hitachi Displays") is a Japanese company with its principal place of business in Tokyo, Japan. Hitachi Displays was originally established

as Mobara Works of Hitachi in Mobara City, Japan, in 1943. In 2002, all the departments involved in the display business of Hitachi were spun off to create a separate entity called Hitachi Displays. During the Conspiracy Period, Hitachi Displays manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.

20. The Defendant Hitachi Electronic Devices (USA) ("Hitachi Electronic") Delaware corporation, with its principal place of business in Greenville, South Carolina. Hitachi Electronic is a wholly-owned and controlled subsidiary of Hitachi. During the Conspiracy Period, Hitachi Electronic manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
21. The Defendant Shenzhen SEG Hitachi Color Displays, Ltd. ("Shenzhen Hitachi") is a Chinese entity with its principal place of business in Shenzhen, China. Shenzhen Hitachi is a wholly-owned and controlled subsidiary of Hitachi Displays. During the Conspiracy Period, Shenzhen Hitachi manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
22. The Defendant Hitachi Canada, Ltd. ("Hitachi Canada") is a subsidiary of Hitachi America (55%) and Hitachi (45%). Hitachi Canada was established in 1971 and has its principal place of business in Mississauga, Ontario. During the Conspiracy Period, Hitachi Canada manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.

23. The businesses of each of Hitachi, Hitachi Asia, Hitachi America, Hitachi Displays, Hitachi Electronic, Shenzhen Hitachi and Hitachi Canada are inextricably interwoven with that of the other and each is the agent of the other for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

Irico

24. The Defendant Irico Group Corporation ("Irico") is a Chinese entity located in Xianyang City, China. During the Conspiracy Period, Irico manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
25. The Defendant Irico Group Electronics Co. Ltd. ("Irico Electronics") is a Chinese entity located in Xianyang City, China. Irico Electronics is owned by Irico. During the Conspiracy Period, Irico Electronics manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
26. The Defendant Irico Display Devices Co., Ltd. ("Irico Display") is a partially-owned subsidiary of Irico. Irico Display is a Chinese entity located in Xi'an, China. During the Conspiracy Period, Irico Display manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
27. The businesses of Irico, Irico Electronics and Irico Display are inextricably interwoven with that of the other and each is the agent of the other for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

LG Electronics

28. The Defendant LG Electronics, Inc. ("LG Electronics") is a business entity organized under the laws of Korea, with its global headquarters in Seoul, Korea. During the Conspiracy Period, LG Electronics manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, such as Zenith Electronics Corporation and LG Electronics Taiwan Taipei Co., Ltd.
29. The Defendant LG Electronics USA, Inc. ("LG USA") is a Delaware corporation, with its principal place of business in Englewood Cliffs, New Jersey. LG USA is a subsidiary of LG Electronics. During the Conspiracy Period, LG USA manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
30. The Defendant LG Electronics Canada ("LG Canada") is a wholly-owned subsidiary of LG Electronics, with its principal place of business in Mississauga, Ontario. During the Conspiracy Period, LG Canada manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.
31. The businesses of LG Electronics, LG USA and LG Canada are inextricably interwoven with that of the other and each is the agent of the other for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

LP Displays

32. The Defendant LP Displays International, Ltd. ("LP Displays") began as a joint venture between LG Electronics and Koninklijke Philips Electronics N.V. ("Philips"). The joint venture was created in 2001 under the name LG. Philips Display. In early 2006, LG.

Philips Display became insolvent, but disclosed in May 2006 that it would continue operations under the support of a syndicate of banks. In March 2007, the company announced that LG Electronics and Philips would lose control of the company and that the shares would be owned by financial institutions and private equity firms. On April 1, 2007, the company was renamed LP Displays International Ltd. LP Displays is organized under the laws of Hong Kong, China, with its principal place of business in Sheung Wan, Hong Kong, China. During the Conspiracy Period, LP Displays manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.

33. Between June 2001 and March 2007, the business of LP Displays was inextricably interwoven with that of LG Electronics and Philips, and LP Displays was an agent of LG Electronics and Philips for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

MT Picture Display

34. The Defendant MT Picture Display Co., Ltd. ("MT Picture"), formerly known as Matsushita Toshiba Picture Display Co., Ltd., was originally established in 1968, and became a joint venture of Matsushita and Toshiba Corporation ("Toshiba") in April 2003. The joint venture was established to integrate the global CRT operations of Matsushita and Toshiba. MT Picture operated as a joint venture until March 2007, when Matsushita acquired the remaining 35.5% equity interest in MT Picture from Toshiba and renamed the company MT Picture Display Co., Ltd. MT Picture is organized under the laws of Japan, with its principal place of business in Osaka, Japan. During the Conspiracy Period, MT Picture manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries.

35. After April 2003 (and in the case of Toshiba, prior to March 2007), the business of MT Picture was inextricably interwoven with that of Matsushita and Toshiba, and MT Picture was an agent of Matsushita and Toshiba for the purposes of the manufacture, marketing, sale and/or distribution of CRT Products in Canada and the conspiracy described hereinafter.

Panasonic

36. The Defendant Panasonic Corporation ("Panasonic") f/k/a Matsushita Electric Industrial Co. Ltd. ("Matsushita") is a business entity organized under the laws of Japan, with its global headquarters in Osaka, Japan. The entity known as Matsushita operated under that name until October 1, 2008 when it changed its name to Panasonic Corporation. During the Conspiracy Period, Panasonic manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, including Matsushita Electronic Corporation (Malaysia) Sdn Bhd.
37. The Defendant Panasonic Corporation of North America ("Panasonic North America") is a Delaware corporation, with its principal place of business in Secaucus, New Jersey. Panasonic North America is a wholly-owned subsidiary of Panasonic. During the Conspiracy Period, Panasonic North America manufactured, marketed, sold and/or distributed CRT Products to customers throughout Canada, either directly or indirectly through the control of its predecessors, affiliates and/or subsidiaries, such as Panasonic Digital Security & Imaging Co., Panasonic Logistics Co., Panasonic Broadcast & Television Systems Co., and Panasonic Company West of America.
38. The Defendant Panasonic Canada Inc. ("Panasonic Canada") is a wholly-owned subsidiary of Panasonic, with its principal place of business in Mississauga, Ontario. During the Conspiracy Period, Panasonic Canada manufactured, marketed, sold and/or