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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE CAPACITORS ANTITRUST
LITIGATION**

**MDL No. 3:17-md-02801-JD
Case No. 3:14-cv-03264-JD**

**THIS DOCUMENT RELATES TO:
ALL INDIRECT PURCHASER ACTIONS**

**~~[PROPOSED]~~ FINAL JUDGMENT OF
DISMISSAL WITH PREJUDICE AS TO
DEFENDANT TAITSU CORP.**

1 The Court previously granted final approval of the class settlement between the Indirect
2 Purchaser Plaintiffs and defendants Shinyei Technology Co., Ltd. and Shinyei Capacitor Co.,
3 Ltd. (Shinyei), and Taitso Corp. (Taitso). MDL Dkt. No. 1665. The Court further found,
4 pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, that final judgments of dismissal
5 with prejudice as to the settling defendants should be entered, and that there was no just reason
6 for delay in the entry of the final judgments in accordance with the Settlement Agreements. *Id.*
7 Accordingly, the Court enters judgment, which constitutes a final adjudication of the IPPs’
8 action on the merits as to Taitso, in accordance with the terms of the Settlement Agreement
9 between the IPPs and Taitso, dated June 2, 2021.

10 **IT IS CONSEQUENTLY ORDERED THAT:**

11 1. The Court has jurisdiction over the subject matter of this litigation, the actions
12 within this multi-district litigation, and the parties to the Settlement Agreements, including all
13 members of the Settlement Class.

14 2. For purposes of this Judgment, except as otherwise set forth herein, the Court
15 incorporates the definitions contained in the Settlement Agreement. Specifically, “Class,” as
16 defined in the Settlement Agreement, means:

17 All persons and entities in the Indirect Purchaser States (as defined herein) who,
18 during the period from January 1, 2002, to February 28, 2014, purchased one or
19 more Capacitor(s) from a distributor (or from an entity other than a Defendant)
20 that a Defendant or alleged co-conspirator manufactured. Excluded from the Class
21 are Defendants; their parent companies, subsidiaries and Affiliates; any co-
22 conspirators; Defendants’ attorneys in this Action; federal government entities
23 and instrumentalities, states and their subdivisions; all judges assigned to this
24 Action; all jurors in this Action; and all Persons who directly purchased
25 Capacitors from Defendants.

26 “Indirect Purchaser States” means California, Florida, Michigan, Minnesota,
27 Nebraska, and New York.

28 3. Those persons and entities identified in **Exhibit A** were validly excluded from the
Class. MDL Dkt. No. 1665. These persons and entities are not included in or bound by this
Judgment, and they are not entitled to any recovery of the settlement proceeds obtained in
connection with the Settlement Agreement.

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EXHIBIT A

Requests for Exclusion from Taitso Settlement

<u>Name</u>	<u>Exclusion Request Timely</u>
James Tylman	Yes
Dell Inc. on behalf of itself and its wholly-owned subsidiaries	Yes
William B Higinbotham	Yes