

JUL 09 2007



S-074638

No.  
Vancouver Registry

**In the Supreme Court of British Columbia**

Between:

K. RACHEL ILG

Plaintiff

and:

SAMSUNG ELECTRONICS CO., LTD., SAMSUNG  
SEMICONDUCTOR, INC., SAMSUNG ELECTRONICS  
CANADA INC. HITACHI AMERICA, LTD., HITACHI LTD.,  
HITACHI CANADA LTD., HYNIX SEMICONDUCTOR INC.,  
HYNIX SEMICONDUCTOR AMERICA INC., MICRON  
SEMICONDUCTOR PRODUCTS INC., MICRON  
TECHNOLOGY, INC., MICRON SEMICONDUCTOR CANADA,  
MITSUBISHI ELECTRIC AND ELECTRONICS U.S.A. INC.,  
MITSUBISHI ELECTRIC CORPORATION MITSUBISHI  
ELECTRIC SALES CANADA INC., RENESAS TECHNOLOGY  
AMERICA INC., RENESAS TECHNOLOGY CORPORATION,  
RENEASAS TECHNOLOGY CANADA LIMITED, TOSHIBA  
AMERICA CORPORATION, TOSHIBA AMERICA  
ELECTRONICS COMPONENTS INC., TOSHIBA  
CORPORATION, TOSHIBA OF CANADA LIMITED., and  
WINBOND ELECTRONICS CORPORATION AMERICA INC.

Defendants

BROUGHT UNDER THE *CLASS PROCEEDINGS ACT*, R.S.B.C. 1996, c. 50

**WRIT OF SUMMONS**

K. RACHEL ILG  
c/o Camp Fiorante Matthews  
4th Floor, 555 West Georgia Street  
Vancouver, BC V6B 1Z6

(Name and address of each defendant):

**See attached Schedule "A"**

ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

*To the defendant(s):*

TAKE NOTICE that this action has been commenced against you by the plaintiff(s) for the claim(s) set out in this writ.

IF YOU INTEND TO DEFEND this action, or if you have a set off or counterclaim that you wish to have taken into account at the trial, YOU MUST

(a) GIVE NOTICE of your intention by filing a form entitled "Appearance" in the above registry of this court, at the address shown below, within the Time for Appearance provided for below and YOU MUST ALSO DELIVER a copy of the Appearance to the plaintiff's address for delivery, which is set out in this writ, and

(b) if a statement of claim is provided with this writ of summons or is later served on or delivered to you, FILE a Statement of Defence in the above registry of this court within the Time for Defence provided for below and DELIVER a copy of the Statement of Defence to the plaintiff's address for delivery.

YOU OR YOUR SOLICITOR may file the Appearance and the Statement of Defence. You may obtain a form of Appearance at the registry.

JUDGMENT MAY BE TAKEN AGAINST YOU IF

(a) YOU FAIL to file the Appearance within the Time for Appearance provided for below, or

(b) YOU FAIL to file the Statement of Defence within the Time for Defence provided for below.

#### TIME FOR APPEARANCE

If this writ is served on a person in British Columbia, the time for appearance by that person is 7 days from the service (not including the day of service).

If this writ is served on a person outside British Columbia, the time for appearance by that person after service is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

[or if the time for appearance has been set by order of the court, within that time]

#### TIME FOR DEFENCE

A Statement of Defence must be filed and delivered to the plaintiff within 14 days after the later of:

(a) the time that the Statement of Claim is served on you (whether with this writ of summons or otherwise) or is delivered to you in accordance with the Rules of Court, and

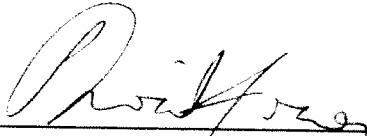
(b) the end of the Time for Appearance provided for above.

[or, if the time for defence has been set by order of the court, within that time.]

(1) The address of the registry is:  800 Smithe Street, Vancouver, BC V6Z 2E1
(2) The plaintiff's address for delivery is:  Camp Fiorante Matthews 4th Floor, 555 West Georgia Street Vancouver, BC V6B 1Z6
(3) The name and office address of the plaintiff's solicitor is:  David G. A. Jones Camp Fiorante Matthews 4th Floor, 555 West Georgia Street Vancouver, BC V6B 1Z6

The plaintiff's claim is set out in the attached Statement of Claim.

Dated: July 9, 2007

  
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 David G. A. Jones  
 Camp Fiorante Matthews

**Endorsement on Originating Process for Service Outside British Columbia**

The plaintiff claims the right to serve this Writ of Summons on defendants residing outside British Columbia on the ground that there is a real and substantial connection between British Columbia and the facts on which this proceeding is based including the following:

- (a) the claim concerns restitutionary obligations that, to a substantial extent, arose in British Columbia pursuant to section 10(f) of the *Court Jurisdiction and Proceedings Transfer Act*, RSBC 1996;
- (b) the claim concerns a tort committed in British Columbia pursuant to section 10(g) of the *Court Jurisdiction and Proceedings Transfer Act*; and
- (c) the claim concerns a business carried on in British Columbia pursuant to section 10(h) of the *Court Jurisdiction and Proceedings Transfer Act*.

This Writ of Summons is filed by David G. A. Jones of Camp Fiorante Matthews, whose place of business and address for delivery is 4th Floor, 555 West Georgia Street, Vancouver, BC, V6B 1Z6. Tel: 604-689-7555.

SCHEDULE "A"

- TO: SAMSUNG ELECTRONICS CO. LTD.**  
Samsung Main Building 250-2ga  
Taepyung-ro Chung-gu, Seoul, Korea
- AND TO: SAMSUNG SEMICONDUCTOR, INC.**  
3655 North First Street  
San Jose, California 95134
- AND TO: SAMSUNG ELECTRONICS CANADA INC.**  
55 Standish Court  
Mississauga, ON L5R 4B2
- AND TO: HITACHI AMERICA LTD.**  
50 Prospect Avenue  
Tarrytown, New York 10591
- AND TO: HITACHI LTD.**  
6-1 Marunouchi Center Building 13F  
Chiyoda-ku, Tokyo, 100-8220 Japan
- AND TO: HITACHI CANADA, LTD.**  
2495 Meadowpine Boulevard  
Mississauga, ON L5N 6C3
- AND TO: HYNIX SEMICONDUCTOR, INC.**  
SAN 136-1, Ami-Ri Bubal-eub, Ichon-si  
Kyonghi-do Korea
- AND TO: HYNIX SEMICONDUCTOR AMERICA, INC.**  
3101 North First Street  
San Jose, California 95134
- AND TO: MICRON SEMICONDUCTOR PRODUCTS, INC.**  
8000 South Federal Way  
Boise, Idaho 83716
- AND TO: MICRON TECHNOLOGY, INC.**  
8000 South Federal Way  
Boise, Idaho 83716
- AND TO: MICRON SEMICONDUCTOR CANADA**  
1500-50 O'Connor Street  
Ottawa, Ontario K1P 6L2

**AND TO: MITSUBISHI ELECTRIC & ELECTRONICS USA, INC.,**  
500 Corporate Woods Parkway  
Vernon Hills, Illinois 60061

**AND TO: MITSUBISHI ELECTRIC CORPORATION**  
Tokyo Building 2-7-3, Marunouchi  
Chiyoda-ku, Tokyo 100-8310 Japan

**AND TO: MITSUBISHI ELECTRIC SALES CANADA INC.**  
4295 14<sup>th</sup> Avenue  
Markham, Ontario L3R 0J2

**AND TO: RENESAS TECHNOLOGY AMERICA, INC.**  
450 Holger Way  
San Jose, California 95134-1368

**AND TO: RENESAS TECHNOLOGY CORPORATION**  
Marunouchi Building, 4-1  
Marunouchi 2-chome, Chiyoda-ku, Tokyo 100-6334 Japan

**AND TO: RENESAS TECHNOLOGY CANADA LIMITED**  
7050 Weston Road, Suite 601  
Woodbridge, Ontario L4L 8G7

**AND TO TOSHIBA AMERICA CORPORATION**  
1251 Avenue of the Americas, Suite 4110  
New York, New York 10020

**AND TO TOSHIBA AMERICA ELECTRONIC COMPONENTS, INC.**  
19900 MacArthur Boulevard, Suite 400  
Irvine, California 92612

**AND TO TOSHIBA CORPORATION**  
1-1, Shibaura 1-chome, Minato-ku  
Tokyo, 105-8001, Japan

**AND TO TOSHIBA OF CANADA LIMITED**  
191 McNabb Street  
Markham, Ontario L3R 8H2

**AND TO WINBOND ELECTRONICS CORPORATION AMERICA, INC**  
2727 North First Street  
San Jose, California 95134