

CANADA

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-000707-147

S U P E R I O R C O U R T
(Class Action)

MÉLANIE CORMIER, a natural person residing at 4079 20th street, City of Laval West, judicial district of Laval, Province of Quebec, Canada, H7R 2N7;

Petitioner

v.

INFINEON TECHNOLOGIES AG, a legal person duly constituted, having its principal place of business at St.-Martin-Str. 53, 81669, Munich, Germany;

and

INFINEON TECHNOLOGIES NORTH AMERICA, a legal person duly constituted, having its principal place of business at 340, Marc Road, Suite 301, Kanata, Ontario, K2K 2E2;

and

SAMSUNG ELECTRONICS CO., LTD., a legal person duly constituted having its principal place of business at Samsung Main Building, 250, Taepyeongno 2-ga, Jung-gu, Seoul 100-742, South Korea;

and

SAMSUNG SEMICONDUCTOR, INC., a legal person duly constituted having its principal place of business at 3655 North 1st Street, San Jose, CA 96134, U.S.A.;



and

SAMSUNG ELECTRONICS AMERICA, a legal person duly constituted having its principal place of business at 85 Challenger Rd, Ridgefield Park, NJ, 07660;

and

SAMSUNG ELECTRONICS CANADA INC, a legal person duly constituted having its principal place of business at 2050 - Derry Road West, Mississauga, Ontario L5N0B9;

and

KONINKLIJKE PHILIPS N.V., a legal person duly constituted having its principal place of business at High Tech Campus 5 Eindhoven, Noord-Brabant, 5656 AE The Netherlands;

and

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION, a legal person duly constituted having its principal place of business at 3000 Minuteman Rd Andover, MA, 01810 United States;

and

RENESAS ELECTRONICS CORPORATION, a legal person duly constituted having its principal place of business at 2-6-2, Otemachi Chiyoda-Ku, Tokyo, 100-0004 Japan;

and



**RENESAS ELECTRONICS AMERICA
INC.**, a legal person duly constituted
having its principal place of business at
2801 Scott Blvd Santa Clara, CA,
95050 United States;

Respondents

**MOTION FOR DISCONTINUANCE
(Art. 262, 263 and 1016 C.C.P.)**

**TO THE HONOURABLE JUDGE CHANTAL CORRIVEAU J.C.S., RESPONSIBLE
FOR THE CLASS ACTION DIVISION, SITTING IN AND FOR THE DISTRICT OF
MONTREAL, PETITIONER RESPECTFULLY SUBMITS AS FOLLOWS:**

1. On September 3rd 2014, the Petitioner Mélanie Cormier filed a motion for the authorization of a class action and to be given the status of representative (the "Motion for Authorization") against the Respondents in relation to the alleged anti-competitive activities engaged in by the Respondents in fixing the prices of smart card chips;
2. Following the filing of the Motion for Authorization, the undersigned counsel have on two (2) occasions sought access to the various documents which were used by the European Commission to charge the Respondents in relation to their alleged anti-competitive activities of price fixing of smart card chips and to obtain copies thereof;
3. On December 12, 2014, the European Commission refused access to the Petitioner to the documents which were used or obtained during the investigation by the European Commission against the Respondents in relation to the alleged anti-competitive activities of price fixing of smart card chips;
4. In light of the foregoing, the Petitioner wishes to discontinue her Motion for Authorization;
5. As at the date hereof, only the Respondents Infineon Technologies AG and Infineon Technologies North America have filed appearances in the present judicial file;
6. The Respondents Infineon Technologies AG and Infineon Technologies North America, through their counsel, have indicated to the Petitioner's counsel that



they consent to the discontinuance of the Motion for Authorization without costs;

7. The present motion is well founded in fact and in law;

FOR THESE REASONS, MAY IT PLEASE THE COURT:

GRANT the present motion for discontinuance;

AUTHORIZE the Petitioner to desist from the Motion for Authorization;

THE WHOLE without costs.

MONTREAL, June 3rd 2015

Paquette Gadler inc.
PAQUETTE GADLER INC.
Counsel for the Petitioner



CANADA

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-000707-147

S U P E R I O R C O U R T
(Class Action)

MÉLANIE CORMIER, a natural person residing at 4079 20th street, City of Laval West, judicial district of Laval, Province of Quebec, Canada, H7R 2N7;

Petitioner

v.

INFINEON TECHNOLOGIES AG, a legal person duly constituted, having its principal place of business at St.-Martin-Str. 53, 81669, Munich, Germany;

and

INFINEON TECHNOLOGIES NORTH AMERICA, a legal person duly constituted, having its principal place of business at 340, Marc Road, Suite 301, Kanata, Ontario, K2K 2E2;

and

SAMSUNG ELECTRONICS CO., LTD., a legal person duly constituted having its principal place of business at Samsung Main Building, 250, Taepyeongno 2-ga, Jung-gu, Seoul 100-742, South Korea;

and

SAMSUNG SEMICONDUCTOR, INC., a legal person duly constituted having its principal place of business at 3655 North 1st Street, San Jose, CA 96134, U.S.A.;



and

SAMSUNG ELECTRONICS AMERICA, a legal person duly constituted having its principal place of business at 85 Challenger Rd, Ridgefield Park, NJ, 07660;

and

SAMSUNG ELECTRONICS CANADA INC, a legal person duly constituted having its principal place of business at 2050 - Derry Road West, Mississauga, Ontario L5N0B9;

and

KONINKLIJKE PHILIPS N.V., a legal person duly constituted having its principal place of business at High Tech Campus 5 Eindhoven, Noord-Brabant, 5656 AE The Netherlands;

and

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION, a legal person duly constituted having its principal place of business at 3000 Minuteman Rd Andover, MA, 01810 United States;

and

RENESAS ELECTRONICS CORPORATION, a legal person duly constituted having its principal place of business at 2-6-2, Otemachi Chiyoda-Ku, Tokyo, 100-0004 Japan;

and



RENASAS ELECTRONICS AMERICA INC., a legal person duly constituted having its principal place of business at 2801 Scott Blvd Santa Clara, CA, 95050 United States;

Respondents

AFFIDAVIT

I, the undersigned, **GUY PAQUETTE**, lawyer, practicing at 300 Place d'Youville, Suite B-10, Montreal, District of Montreal, Quebec, H2B 2Y6 do solemnly declare:

1. I am one of the attorneys of the Petitioner;
2. All the facts stated in the present Motion for Discontinuance are true.

AND I HAVE SIGNED:


GUY PAQUETTE

SOLEMNLY DECLARED BEFORE ME
in the City of Montreal, Province of Quebec,

this 3rd day of June 2015.



Commissioner of oaths for all the districts of the
Province of Quebec



CANADA

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-000707-147

SUPERIOR COURT
(Class Action)

MÉLANIE CORMIER, a natural person residing at 4079 20th street, City of Laval West, judicial district of Laval, Province of Quebec, Canada, H7R 2N7;

Petitioner

v.

INFINEON TECHNOLOGIES AG, a legal person duly constituted, having its principal place of business at St.-Martin-Str. 53, 81669, Munich, Germany;

and

INFINEON TECHNOLOGIES NORTH AMERICA, a legal person duly constituted, having its principal place of business at 340, Marc Road, Suite 301, Kanata, Ontario, K2K 2E2;

and

SAMSUNG ELECTRONICS CO., LTD., a legal person duly constituted having its principal place of business at Samsung Main Building, 250, Taepyeongno 2-ga, Jung-gu, Seoul 100-742, South Korea;

and

SAMSUNG SEMICONDUCTOR, INC., a legal person duly constituted having its principal place of business at 3655 North 1st Street, San Jose, CA 96134, U.S.A.;

and



SAMSUNG ELECTRONICS AMERICA, a legal person duly constituted having its principal place of business at 85 Challenger Rd, Ridgefield Park, NJ, 07660;

and

SAMSUNG ELECTRONICS CANADA INC, a legal person duly constituted having its principal place of business at 2050 - Derry Road West, Mississauga, Ontario L5N0B9;

and

KONINKLIJKE PHILIPS N.V., a legal person duly constituted having its principal place of business at High Tech Campus 5 Eindhoven, Noord-Brabant, 5656 AE The Netherlands;

and

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION, a legal person duly constituted having its principal place of business at 3000 Minuteman Rd Andover, MA, 01810 United States;

and

RENESAS ELECTRONICS CORPORATION, a legal person duly constituted having its principal place of business at 2-6-2, Otemachi Chiyoda-Ku, Tokyo, 100-0004 Japan;

and

RENESAS ELECTRONICS AMERICA INC., a legal person duly constituted having its principal place of business at 2801 Scott Blvd Santa Clara, CA, 95050 United States;



Respondents

NOTICE OF PRESENTATION

TO: ALL THE RESPONDENTS

TAKE NOTICE that the present *Motion for Discontinuance* will be presentable before the Honourable Judge Chantal Corriveau j.c.s., responsible for the Class Action Division, at the Montréal Courthouse located at 1 Notre-Dame Street East, MONTREAL, Quebec, on a date and time to be determined by the Superior Court.

MONTREAL, June 3rd 2015

Paquette Gadler inc.

PAQUETTE GADLER INC.

Counsel for the Petitioner



SUPERIOR COURT
(Class Action)

MÉLANIE CORMIER

Petitioner

v.

**INFINEON TECHNOLOGIES AG; INFINEON TECHNOLOGIES
NORTH AMERICA; SAMSUNG ELECTRONICS CO., LTD.;
SAMSUNG SEMICONDUCTOR, INC.; SAMSUNG
ELECTRONICS AMERICA; SAMSUNG ELECTRONICS
CANADA INC; KONINKLIJKE PHILIPS N.V.; PHILIPS
ELECTRONICS NORTH AMERICA CORPORATION; RENESAS
ELECTRONICS CORPORATION; RENESAS ELECTRONICS
AMERICA INC.;**

Respondents

MOTION FOR DISCONTINUANCE
(ART. 262, 263 AND 1016 C.C.P.)

ORIGINAL



PAQUETTE GADLER INC.
AVOCATS
BARRISTERS AND SOLICITORS

300, PLACE D'YOUVILLE, BUREAU B-10, MONTRÉAL (QUÉBEC) H2Y 2B6

TÉLÉPHONE: 514-849-0771 • TÉLÉCOPIEUR 514-849-4817

WWW.PAQUETTEGADLER.COM

BP 2161