

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ICONFIND, INC.,

Plaintiff,

v.

GOOGLE INC.,

Defendant.

Case No. 2:11-cv-00319-GEB-JFM

Honorable Judge Garland E. Burrell, Jr.  
Magistrate Judge John F. Moulds

**[PROPOSED] STIPULATED ORDER OF  
DISMISSAL**

This Civil Action has come before the Court, upon the pleadings and proceedings of record, and it has been represented to the Court that Plaintiff IconFind, Inc. (“IconFind”) and Defendant Google Inc. (“Google”) have entered into a Settlement and License Agreement and have agreed to a compromise and settlement of this Civil Action.

WHEREFORE, with the consent of the above-identified parties, through their undersigned attorneys, and with the approval of this Court, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. The Court has jurisdiction over the parties and the subject matter of this action.

[PROPOSED] STIPULATED ORDER OF DISMISSAL

1 2. All claims that were or could have been alleged in the Complaint that relate to the  
2 patent in suit are hereby dismissed with prejudice. All counterclaims and defenses  
3 are dismissed without prejudice.

4 3. The November 2, 2012 Claim Construction Order [Doc. 109] remains in full force  
5 and effect.

6 4. Each party shall bear its own costs and attorneys' fees.

7 SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

8 \_\_\_\_\_  
9 Garland E. Burrell, Jr.  
United States District Judge

10 STIPULATED AND AGREED TO ON NOVEMBER 29, 2012:

11 By: /s/ Raymond P. Niro, Jr.

By: /s/ Michael J. Malecek

12 WILKE, FLEURY, HOFFELT, GOULD &  
13 BIRNEY, LLP

Thomas G. Redmon (SBN 47090)

[TRedmon@wilkefleury.com](mailto:TRedmon@wilkefleury.com)

14 Daniel L. Baxter (SBN 203862)

[DBaxter@wilkefleury.com](mailto:DBaxter@wilkefleury.com)

15 400 Capitol Mall, 22nd Floor

Sacramento, CA 95814

16 Phone: (916) 441-2430

Fax: (916) 442-6664

17 NIRO, HALLER & NIRO

18 Raymond P. Niro (Admitted Pro hac vice)

[RNiro@nshn.com](mailto:RNiro@nshn.com)

19 Raymond P. Niro, Jr. (Admitted Pro hac vice)

[RNiroJr@nshn.com](mailto:RNiroJr@nshn.com)

20 Brian E. Haan (Admitted Pro hac vice)

[BHaan@nshn.com](mailto:BHaan@nshn.com)

21 181 West Madison, Suite 4600

Chicago, IL 60602-4515

22 Phone: (312) 236-0733

Fax: (312) 236-3137

23 *Attorneys for Plaintiff, IconFind, Inc.*

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies that on December 20, 2012 the foregoing

3 **[PROPOSED] STIPULATED ORDER OF DISMISSAL**

4 was filed with the Clerk of Court using the CM/ECF system, which will then send a notification  
5 of such filing to the following counsel of record.

6 Michael J. Malecek  
[Michael.malecek@kayescholer.com](mailto:Michael.malecek@kayescholer.com)  
7 Kenneth Maikish  
[Kenneth.maikish@kayescholer.com](mailto:Kenneth.maikish@kayescholer.com)  
8 Timothy Chao  
[Timothy.chao@kayescholer.com](mailto:Timothy.chao@kayescholer.com)  
9 Kaye Scholer LLP  
10 Two Palo Alto Square, Suite 400  
11 3000 El Camino Real  
12 Palo Alto, California 94306  
13 Telephone: (650) 319-4500  
14 Facsimile: (650) 319-4700

*Attorneys for Defendant Google Inc.*

15 I certify that all parties in this case are represented by counsel who are CM/ECF participants.

16 /s/ Daniel L. Baxter  
17 Attorneys for Plaintiff

18 896812.1