

1 Jeffrey W. Shopoff (Bar No. 46278)
 2 Gregory S. Cavallo (Bar No. 173270)
 3 Paul F. Kirsch (Bar No. 127446)
 4 James M. Robinson (Bar No. 238063)
 5 SHOPOFF CAVALLO & KIRSCH LLP
 100 Pine Street, Suite 750
 San Francisco, CA 94111
 Telephone: (415) 984-1975
 Facsimile: (415) 984-1978

6 Attorneys for Plaintiff
 7 California Natural Products

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 CALIFORNIA NATURAL PRODUCTS
 (d/b/a POWER AUTOMATION SYSTEMS),
 12 a California corporation,

13 Plaintiff,

14 vs.

15 ILLINOIS TOOL WORKS, INC. (d/b/a
 HARTNESS INTERNATIONAL, INC.), a
 16 Delaware corporation,

17 Defendant.

CASE NO. 2:12-cv-00593-JAM-GGH

**STIPULATION AND ORDER TO
 DISMISS PLAINTIFF CALIFORNIA
 NATURAL PRODUCTS EIGHTH AND
 NINTH CLAIMS FOR RELIEF AND
 THE COUNTERCLAIMS OF
 DEFENDANT ILLINOIS TOOL WORKS**

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 20 WHEREAS plaintiff California Natural Products (d/b/a Power Automation Systems) (“PAS”) and defendant Illinois Tool Works, Inc. (d/b/a Hartness International, Inc.) (“ITW”), through their
 21
 22 respective counsel of record, have agreed as follows;

23 IT IS HEREBY STIPULATED that plaintiff PAS will dismiss, with prejudice, its Eighth Claim
 24 for Relief for Patent Infringement of the ‘213 Patent and its Ninth Claim for Relief for Patent
 25 Infringement of the ‘634 Patent; and

26 IT IS FURTHER STIPULATED that defendant ITW will dismiss its counterclaims in their
 27 entirety, as follows: Count I for Declaratory Action – Non-Infringement of U.S. Patent No. 6,652,213,

1 with prejudice; Count II for Declaration of Invalidity – U.S. Patent No. 6,652,213, without prejudice;
2 Count III, Declaration of Non-Infringement – U.S. Patent No. 7,073,634, with prejudice; and Count IV
3 for Declaration of Invalidity – U.S. Patent No. 7, 073,634, without prejudice.

4 DATED: September 13, 2012 SHOPOFF CAVALLO & KIRSCH LLP

5
6 By /s/ Gregory S. Cavallo
7 Gregory S. Cavallo
8 Attorneys for Plaintiff
9 CALIFORNIA NATURAL PRODUCTS
10 (d/b/a POWER AUTOMATION SYSTEMS)

11 DATED: September 13, 2012 GRIPPO & ELDEN LLC

12 By /s/ Lynn H. Murray
13 Lynn H. Murray
14 Attorneys for Defendant
15 ILLINOIS TOOL WORKS, INC. (d/b/a HARTNESS
16 INTERNATIONAL, INC.)

17 DATED: September 13, 2012 POOLE & SHAFFERY, LLP

18 By /s/ David S. Poole
19 David S. Poole
20 Attorneys for Defendant
21 ILLINOIS TOOL WORKS, INC. (d/b/a HARTNESS
22 INTERNATIONAL, INC.)

23 **ORDER**

24 IT IS SO ORDERED.

25 DATED: 9/13/12

26 /s/ John A. Mendez
27 JOHN A. MENDEZ
United States District Court Judge