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6 Telephone: (415) 788-6151

7 Attorneys for defendant  
8 ALWYN FAREY-JONES

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 GEORGE THEOFEL, an individual, )  
12 HOWARD TEIG, an individual, )  
13 DAVID KELLEY, an individual, )  
14 INTEGRATED CAPITAL ASSOCIATES, )  
15 IN.C, a Delaware Corporation, )  
16 NANCY RILETT, an individual, )  
17 RYAN TAM, an individual, )  
18 CLAUDIA ENGLISH, an individual, )  
19 TERESA PATTERSON, an individual, )  
20 DESIREE PATTERSON, an individual, )  
21 TANYA YOUNG, an individual, )  
22 ROBERTO MARSELLA, an individual, )  
23 REGINA OVENDEN, an individual, )  
24 EMIL PESIRI, an individual, )  
25 ERIC SULLIVAN, an individual, )  
26 DOUGLAS H. WOLF, an individual and )  
27 RICHARD BUCKINGHAM, an individual, )

No. C 01 4166 MMC

**STIPULATION AND [PROPOSED]  
ORDER DISMISSING ACTION WITH  
PREJUDICE**

(Fed. R. Civ. P. 41)

28 Plaintiffs,

29 vs.

30 ALWYN FAREY-JONES, an individual,  
31 IRYNA A. KWASNY, an individual,

32 Defendants.

33 Pursuant to the settlement entered into on the record before the Honorable Bernard  
34 Zimmerman, United States Magistrate Judge, on June 10, 2005, the parties hereby stipulate and  
35 agree that this action shall be dismissed with prejudice, and, except as provided in the settlement  
36 agreement, each side to bear his, her or its respective attorney's fees and costs.  
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STIPULATION AND ORDER DISMISSING ACTION WITH PREJUDICE

Theofel et al v. Farey-Jones et al

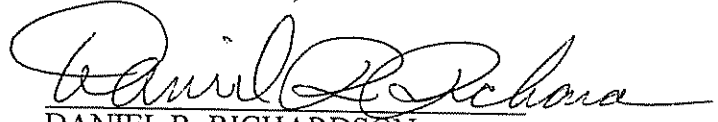
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SO STIPULATED.

Dated: August 29, 2005.

RICHARDSON INTELLECTUAL  
PROPERTY LAW, PC



By: DANIEL R. RICHARDSON

Attorneys for defendant Iryna M. Kwasny

SO STIPULATED.

Dated: August 25, 2005.

LAW OFFICES OF ROBERT E. WHITE

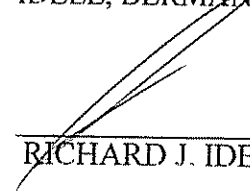
By:   
ROBERT E. WHITE

Attorneys for Defendant Alwyn Farey-Jones

SO STIPULATED.

Dated: August 29, 2005.

IDELL, BERMAN, SEITEL & RUTCHIK, LLP

By:   
RICHARD J. IDELL

Attorneys for Plaintiffs George Theofel,  
Howard Teig, David Kelley, Integrated Capital  
Associates, Inc., Nancy Rilett, Ryan Tam,  
Claudia English, Teresa Patterson, Desiree  
Patterson, Tanya Young, Roberto Marsella,  
Regina Ovenden, Emil Pesiri, Eric Sullivan,  
Douglas H. Wolf, and Richard Buckingham

ORDER APPROVING STIPULATION AND DISMISSING ACTION WITH PREJUDICE

The foregoing stipulation is approved and IT IS SO ORDERED. This action is hereby dismissed with prejudice, and, except as provided in the settlement agreement, each side bearing his, her or its respective attorney's fees and costs.

Dated: August \_\_\_\_, 2005.

HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

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**PROOF OF SERVICE**

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Idell, Berman, Seitel & Rutchik LLP, 465 California Street, Suite 300, San Francisco, California 94104.

On August 29, 2005, I served the following document(s):

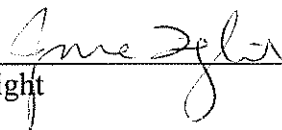
**STIPULATION AND [PROPOSED] ORDER DISMISSING ACTION WITH PREJUDICE**

by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope addressed as shown below. I am readily familiar with the practice of Idell, Berman, Seitel & Rutchik LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

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Dan Richardson  
Richardson Intellectual Property Law  
870 Market Street, Suite 400  
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Fax: (415) 291-8391

I certify and declare under penalty of perjury that the foregoing is true and correct, that I am employed in the office of an attorney qualified to practice in this court, and that I executed this declaration at San Francisco, California.

  
\_\_\_\_\_  
June Hight