

1 Ira P. Rothken, Esq. (State Bar No. 160029)
 THE ROTHKEN LAW
 2 1050 Northgate Drive, Suite 520
 San Rafael, CA 94903
 3 Telephone: (415) 924-4250
 Facsimile: (415) 924-2905

4 Attorneys for Plaintiff
 5 FRIENDFINDER, INC.

6 TOWNSEND AND TOWNSEND AND CREW LLP
 MARGARET C. MCHUGH (State Bar No. 133907)
 7 MARY L. SHAPIRO (State Bar No. 201199)
 Two Embarcadero Center, Eighth Floor
 8 San Francisco, California 94111
 Telephone: (415) 576-0200
 9 Facsimile: (415) 576-0300

10 Attorneys for Defendant
 SUCCESSFULMATCH.COM

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 FRIENDFINDER, INC., a California
 16 corporation,

17 Plaintiff,

18 v.

19 SUCCESSFULMATCH.COM, a California
 20 corporation,

21 Defendant.

Case No. C05 00518 JSW

**STIPULATION AND [PROPOSED]
 ORDER FOR DISMISSAL WITH
 PREJUDICE (FRCP 41 (a))**

22 SUCCESSFULMATCH.COM, a California
 23 corporation,

24 Counterclaimant,

25 v.

26 FRIENDFINDER, INC., a California
 corporation,

27 Counterdefendant.

1 Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff Friendfinder, Inc. and Defendant
2 Successfulmatch.com, Inc., having fully compromised and settled the above-entitled action, hereby
3 stipulate and agree, through their undersigned attorneys, that this action, the claims of Plaintiff as set
4 forth in the pleadings in this action, and the counterclaims of Defendant as set forth in the pleadings in
5 this action are hereby dismissed with prejudice and without cost to either party.

6 **STIPULATION OF DISMISSAL**

7 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN
8 THE PARTIES HERETO THROUGH THEIR UNDERSIGNED COUNSEL, pursuant to Rule
9 41(a)(1) of the Federal Rules of Procedure, all claims and counterclaims in the above-entitled matter
10 are dismissed, with prejudice, with each party to bear its own costs and attorneys' fees.

11 Dated: February 23, 2006

THE ROTHKEN LAW

12
13 By:  _____

Ira P. Rothken

14
15 Attorney for Plaintiff and Counterdefendant
FRIENDFINDER, INC.

16 DATED: February 16, 2006

TOWNSEND AND TOWNSEND AND CREW LLP

17
18 By:  _____

Mary L. Shapiro

19
20 Attorneys for Defendant and Counterclaimant
SUCCESSFULMATCH.COM

21
22 **ORDER**

23 The parties having stipulated and good cause appearing,

24 IT IS HEREBY ORDERED THAT the Complaint and Cross-Complaint herein are dismissed
25 in their entirety with prejudice.

26
27 Date: _____, 2006

28 _____
THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE