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United States District Court
For the Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ERIC RIMES,

Case No. C09-0281EMC

Plaintiff,

v.

ORDER
(Ninety-Day Conditional Dismissal)

NOTEWARE DEVELOPMENT LLC,

Defendant.

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement of this action.

IT IS HEREBY ORDERED that this action is dismissed with prejudice; provided, however, that if any party hereto shall certify to this Court, with a proof of service of a copy on opposing counsel, within 90 days from the date hereof, that the agreed consideration for the settlement has not been delivered over, this Order shall stand vacated, and the action shall be restored to the calendar to be set for trial. The 2/16/11 jury trial and all other dates are hereby vacated.

Dated: 12/22/10



Edward M. Chen
United States District Court Judge