

1 JAMES POOLEY, CA Bar No. 58041  
*JPooley@mofo.com*  
 2 SUSAN V. VAUGHAN, CA Bar No. 223576  
*SVaughan@mofo.com*  
 3 JONATHAN L. MCFARLAND, CA Bar No. 247601  
*JMcfarland@mofo.com*  
 4 MORRISON & FOERSTER LLP  
 755 Page Mill Road  
 5 Palo Alto, California 94304-1018  
 Telephone: (650) 813-5600  
 6 Facsimile: (650) 494-0792

7 DAVID SCHNAPF, CA Bar No. 100199  
*dschnapf@townsend.com*  
 8 ERIC P. JACOBS, CA Bar No. 88413  
*epjacobs@townsend.com*  
 9 TOWNSEND AND TOWNSEND AND CREW LLP  
 Two Embarcadero Center, Eighth Floor  
 10 San Francisco, California 94111-3834  
 Telephone: (415) 576-0200  
 11 Facsimile: (415) 576-0300

12 Attorneys for Plaintiff  
 ALIPHCOM, INC.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA

17 ALIPHCOM, INC.,  
 18 Plaintiff,  
 19 v.  
 20 PLANTRONICS, INC.,  
 21 Defendant.

Case No. CV 09-0788 PJH  
**[PROPOSED] ORDER FOR  
 DISMISSAL WITHOUT  
 PREJUDICE**

23 The Court, HEREBY ORDERS that the above-captioned action is dismissed without  
 24 prejudice.

26 Dated: May 1, 2009

27 \_\_\_\_\_  
 PHYLLIS J. HAMILTON, JUDGE  
 28 UNITED STATES DISTRICT COURT

