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| 1 2 3 4 5 6 7 | COOLEY GODWARD KRONISH LLP MICHAEL G. RHODES (116127) (mrhodes@c BEATRIZ MEJIA (190948) (mejiab@cooley.cc GAVIN L. CHARLSTON (253899) (gcharlston 101 California Street, 5th Floor San Francisco, CA 94111-5800 Telephone: (415) 693-2000 Facsimile: (415) 693-2222 Attorneys for Defendant ADZILLA, INC. (erroneously named herein as "ADZILLA, INC. | om) @cooley.com) |
| 8 | UNITED STATES DISTRICT COURT | |
| 9 | NORTHERN DISTRICT OF CALIFORNIA | |
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| 11 | SUSAN SIMON, an individual on behalf of | Case No. 3:09-CV-00879 MMC |
| 12 | herself and all other similarly situated, | STIPULATION AND REQUEST FOR DISMISSAL OF ENTIRE ACTION |
| 13 | Plaintiff, | |
| 14 | V. | AND ORDER THEREON |
| 15 | ADZILLA, INC. [NEW MEDIA], a Delaware Corporation; CONDUCIVE | |
| 16 | CORPORATION, a Delaware Corporation; CONTINENTAL VISINET BROADBAND, | |
| 17 | INC., a Delaware Corporation; CORE COMMUNICATIONS, INC., d/b/a | |
| 18 | CORETEL COMMUNICATIONS, INC., a Delaware Corporation; and JOHN DOES 1- | |
| 19 | 50, Corporations Defendants, | |
| 20 | Defendant. | |
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| COOLEY GODWARD KRONISH LLP ATTORNEYS AT LAW | 1168135 v1/SF | STIPULATION AND REQUEST FOR DISMISSAL CASE NO. 3:09-CV-00879 MMC |

CASE No. 3:09-CV-00879 MMC

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

A settlement agreeable to all parties has been reached in the above-captioned action, pursuant to a confidential settlement agreement. Pursuant to Federal Rule of Civil Procedure 41(a), the parties respectfully request that this case be dismissed.

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Dated: March 23, 2010 COOLEY GODWARD KRONISH LLP MICHAEL G. RHODES **BEATRIZ MEJIA**

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/s/ Gavin L. Charlston

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Gavin L. Charlston Attorneys for Defendant ADZILLA, INC.

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Dated: March 23, 2010 KAMBERLAW LLC SCOTT A. KAMBER (admitted pro hac vice) DAVID A. STAMPLEY (admitted pro hac vice)

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/s/ Scott A. Kamber Scott A. Kamber Attorneys for Plaintiff SUSAN SIMON

GAVIN L. CHARLSTON

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Dated: March 24, 2010