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 IMPLICIT NETWORKS, INC.

17 UNITED STATES DISTRICT COURT
 18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20 IMPLICIT NETWORKS, INC.,

21 Plaintiff,

22 v.

23 INTERNATIONAL BUSINESS MACHINES
 24 CORPORATION, ORACLE CORPORATION,
 25 SAP AMERICA, INC., AND ADOBE
 SYSTEMS INCORPORATED,

26 Defendants.

Case No. CV 09-1342 SI

**STIPULATED MOTION FOR
 DISMISSAL OF SAP AMERICA, INC.
 WITH PREJUDICE AND PROPOSED
 ORDER**

27
 28 STIPULATION OF DISMISSAL OF SAP
 WITH PREJUDICE AND PROPOSED ORDER

CASE No. CV 09-1342 SI

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2 The Plaintiff, Implicit Networks, Inc., and SAP America, Inc., pursuant to Rule 41 of
3 the Federal Civil Judicial Procedure and Rules, hereby move for an order dismissing this
4 action with regard to all claims brought Plaintiff in their entirety WITH PREJUDICE, with
5 each party to bear its own costs, expenses and attorneys' fees.

6 Dated: May 14, 2009

HOSIE RICE LLP

/s/ Spencer Hosie

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Date: May 14, 2009

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SAP AMERICA, INC.

I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

DATED: May 14, 2009

/s/ Spencer Hosie

Spencer Hosie

IT IS SO ORDERED.

DATED this ____ day of May, 2009.



HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE

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