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ADVANCED MICRO DEVICES, INC., BEST DATA
7 PRODUCTS INC. D/B/A DIAMOND MULTIMEDIA, AND
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11 Attorneys for Plaintiffs
12 RICHTEK TECHNOLOGY CORP AND RICHTEK USA, INC.

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

16 RICHTEK TECHNOLOGY CORPORATION
and RICHTEK USA, INC.,
17
18 **Plaintiffs,**
19
20 **v.**
21 uPI SEMICONDUCTOR CORPORATION,
ADVANCED MICRO DEVICES, INC.,
22 SAPHIRE TECHNOLOGY LIMITED,
BEST DATA PRODUCTS INC. D/B/A
DIAMOND MULTIMEDIA, and XFX
TECHNOLOGY, INC.,
23
24 **Defendants.**

Case No. CV 09-05659 WHA

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28 **STIPULATION AND ORDER
FOR DISMISSAL WITH
PREJUDICE**

**STIPULATION FOR
DISMISSAL WITH PREJUDICE
CV 09-05659 WHA**

1 It is hereby stipulated by and between counsel to plaintiff Richtek Technology Corp and
2 Richtek USA, Inc. ("Richtek") and counsel to defendants Advanced Micro Devices, Inc.
3 ("AMD"), Best Data Products, Inc. d/b/a Diamond Multimedia, Inc. ("Diamond"), and Eastcom,
4 Inc. D/B/A XFX Technology, Inc. ("XFX"), as follows:

- 5 1. All claims in the above-captioned action between Richtek and defendants AMD,
6 Diamond, and XFX are dismissed with prejudice.
- 7 2. Each party will bear its own costs and attorneys' fees.
- 8 3. ~~This court will retain jurisdiction to enforce the Binding Term Sheet between the parties,~~
9 ~~dated May 27, 2010, of which this stipulation forms a part.~~

10 DATED: July 28, 2010

DARIN W. SNYDER
RYAN K. YAGURA
O'MELVENY & MYERS LLP

11 By: /s/ Darin W. Snyder

12 Darin W. Snyder
13 Attorneys for Defendants
14 ADVANCED MICRO DEVICES, INC., BEST
15 DATA PRODUCTS INC. D/B/A DIAMOND
16 MULTIMEDIA, AND XFX TECHNOLOGY,
17 INC.

18 DATED: July 28, 2010

YITAI HU
KEVIN C. TROCK
S. H. MICHAEL KIM
ALSTON + BIRD LLP

19 By: /s/ Kevin C. Trock

20 Kevin C. Trock
21 Attorneys for Plaintiffs
22 RICHTEK TECHNOLOGY CORP. and
23 RICHTEK USA, INC.
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ATTESTATION


Pursuant to General Order No. 45 X(B), I hereby attest that concurrence in the filing of this document has been obtained from each of the above-listed signatories.

By: /s/ Darin W. Snyder
Darin W. Snyder

The Court will *not* retain jurisdiction to enforce settlement terms that have not been disclosed. Otherwise, the stipulation is approved.

IT IS SO ORDERED.

Dated: August 5, 2010.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE