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26 Attorneys for Defendant WI-LAN INC.

27 UNITED STATES DISTRICT COURT
 28 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

29 CALIX NETWORKS, INC., a Delaware Corporation,

30 Plaintiff,

31 vs.

32 WI-LAN, INC., a Canadian Corporation,

33 Defendant.

34 Case No. 09-6038 CRB

35 **STIPULATION OF DISMISSAL WITH PREJUDICE**

1 Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff Calix, Inc.
2 (“Calix”) and Defendant Wi-LAN Inc. (“Wi-LAN”), by and through their respective counsel hereby
3 stipulate to the dismissal with prejudice of all claims and counterclaims in this action as follows:

4 Plaintiff Calix hereby dismisses, with prejudice, all claims in the complaint filed on
5 December 28, 2009 [Dkt. No. 1] and Wi-LAN hereby dismisses, with prejudice, all claims set forth
6 in its First Amended Answer and Counterclaim filed October 20, 2010 [Dkt. No. 77].

7 For the avoidance of doubt, the aforesaid dismissals with prejudice encompass all claims and
8 counterclaims in this case, including all claims and counterclaims in the case entitled, *Wi-LAN Inc. v.*
9 *Calix, Inc.*, which was initiated in the United States Federal District Court, Eastern District of Texas
10 (as Case No. 2:10-CV-117), and transferred to the United States Federal District Court, Northern
11 District of California as Case No. C-11-00004 EMC, and which has since been consolidated with
12 this action.

13 Each party shall bear its own attorneys’ fees and costs.
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15
16 Respectfully submitted,

17 DATED: June 7, 2011.

MCKOOL SMITH, P.C.

18
19 By /s/ Michael G. McManus
20 Michael G. McManus (*pro hac vice*)
21 Attorneys for Defendant
Wi-LAN, Inc.

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23 DATED: June 7, 2011.

REED SMITH LLP

24
25 By /s/ William R. Overend
26 William R. Overend
27 Attorneys for Plaintiff
Calix Networks, Inc.
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SIGNATURE ATTESTATION

I hereby attest that I have obtained the concurrence in the filing of this document for any signatures on this document indicated by a “conformed” signature (/s/) and I have on file records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request.

DATED: June 7, 2011.

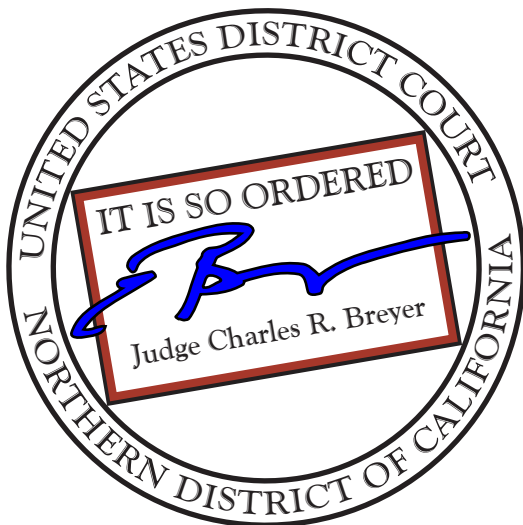
MCKOOL SMITH, P.C.

By /s/ Michael G. McManus
Michael G. McManus
Attorneys for Defendant
Wi-LAN Inc..

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served this date with a copy of this document via the Court's CM/ECF system per General Order No. 45(IX)(B). Any other counsel of record will be served by electronic mail, facsimile transmission, and/or first class mail on this same date.

/s/ Michael G. McManus
Michael G. McManus



Signed: June 7, 2011