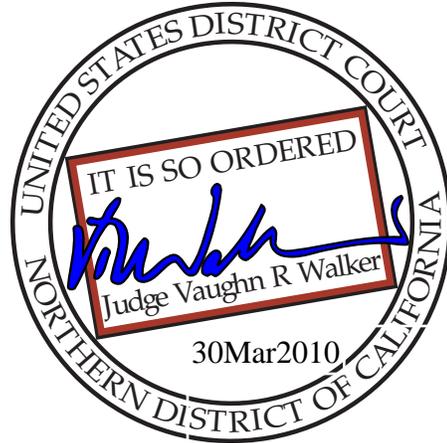


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9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**
 11 **SAN FRANCISCO DIVISION**

13 PHOENIX TECHNOLOGIES LTD., a
 Delaware corporation,
 14
 Plaintiff,
 15
 vs.
 16 DEVICEVM, INC., a Delaware corporation,
 17
 Defendant.

Case No.: C 10-00514-VRW

**NOTICE OF VOLUNTARY DISMISSAL
 WITHOUT PREJUDICE BY PHOENIX
 TECHNOLOGIES LTD.**

Judge: Honorable Vaughn R. Walker

Complaint Filed: 02/04/2010
 Trial Date: None

19 TO THE COURT, THE PARTIES AND THEIR COUNSEL OF RECORD:

20 PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure (41)(a)(1)(A)(i),
 21 Plaintiff Phoenix Technologies Ltd., hereby, voluntarily dismiss its claims in this action without
 22 prejudice.

23 K&L GATES LLP

24
 25 Dated: March 25, 2010

26 By: /s/ Karineh Khachatourian
 KARINEH KHACHATOURIAN

27 Attorneys for Plaintiff,
 28 PHOENIX TECHNOLOGIES LTD.

PL-36109 v1