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9 *Attorneys for Plaintiff*  
 10 *MASTEROBJECTS, INC.*

11  
 12 UNITED STATES DISTRICT COURT  
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION  
 15

16  
 17 MASTEROBJECTS, INC.,  
 18 Plaintiff,  
 19 v.  
 20 MICROSOFT CORP.,  
 21 Defendant.

Case No. 3:11-cv-02402-EMC  
**AGREED MOTION TO DISMISS**

22  
 23 Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and the terms of a  
 24 separate agreement, the Plaintiff, MasterObjects, Inc., (“MasterObjects”) and Defendant  
 25 Microsoft Corporation (“Microsoft”) have agreed to settle and dismiss all claims and  
 26 counterclaims in the above-captioned action. The parties, therefore, move this Court to:  
 27  
 28

1           1)       dismiss the above-entitled cause and all claims by MasterObjects against  
2 Microsoft made therein with prejudice to the re-filing of same;

3           2)       dismiss the above-entitled cause and all claims and counterclaims by  
4 Microsoft against MasterObjects made therein without prejudice to the re-filing of same.

5           The parties further move the Court to order that all costs and expenses relating to this  
6 litigation (including attorney and expert fees and expenses) shall be borne solely by the party  
7 incurring same.  
8

9           A proposed Order accompanies this motion.

10          Dated: November 22, 2011

11          AGREED:

12          /s/ Spencer Hosie  
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