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9 Attorneys for Vertical Computer Systems, Inc.

10 IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 VERTICAL COMPUTER SYSTEMS, INC.,  
 12  
 Plaintiff,  
 13  
 v.  
 14 INTERWOVEN, INC.,  
 15  
 Defendant.

Case No. 3:11-cv-2425-RS  
 [As consolidated into  
 Case No. 3:10-cv-4645-RS]

**STIPULATION OF DISMISSAL  
 WITHOUT PREJUDICE PURSUANT  
 TO FED.R.CIV.P. 41(a)(1)(A);  
 [~~PROPOSED~~] ORDER**

16  
 17 IT IS STIPULATED, by and between Plaintiff, Vertical Computer Systems, Inc.  
 18 ("Vertical") and Defendant, Interwoven, Inc. ("Interwoven") (referred to collectively as "the  
 19 Parties"), through their counsel of record and subject to approval of the Court, and in accordance  
 20 with the Stipulation to Consolidate Cases and Vacate Case Management (Dkt. No. 67), that:

21 The claims asserted by the later filed case, Case No. 3:11-cv-2425-RS, shall be dismissed  
 22 without prejudice, in favor of those presented by Interwoven in the earlier filed case, Case No.  
 23 3:10-cv-4645-RS, and in the counterclaims presented by Vertical in that earlier filed case.

1 Dated: August 25, 2011

2  
3 /s/ Mark V. Isola

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18 **Attorneys for Plaintiff,**  
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20 /s/ Bijal V. Vakil

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**Attorneys for Defendant, Interwoven, Inc.**

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 26 2011



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HONORABLE RICHARD SEEBORG  
United States District Court

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