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Attorneys for Plaintiff
 PRIME 3 GROUP, LLC

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO

PRIME 3 GROUP, LLC
 Plaintiff,
 v.
 SOLFOCUS, INC.
 Defendant.

Case No.:3-11-03072 EMC

**STIPULATION OF DISMISSAL AND
 ORDER THEREON**

IT IS HEREBY STIPULATED, by and between the parties to this action, as follows:

1. The Second Claim for Relief alleging violation of the Virginia Uniform Trade Secrets Act is **DISMISSED WITHOUT PREJUDICE**.
2. The First Claim for Relief alleging fraud in the inducement, the Fourth Claim for Relief alleging conversion, and The Ninth Claim for Relief alleging unfair business practices in violation of Cal. Bus. & Prof. C. § 17200 *et seq.* are **DISMISSED WITHOUT PREJUDICE**, provided however that this dismissal is without prejudice as to plaintiff's ability to seek leave of Court to amend the Complaint to reintroduce any or all of these counts upon a sufficient showing that discovery in this action has established a nucleus of facts, separate and

