

1 Brian E. Mitchell (SBN 190095)
 2 Jigang Jin (SBN 239465)
 3 MITCHELL + COMPANY, LAW OFFICES
 4 4 Embarcadero Center, Suite 1400
 5 San Francisco, CA 94111
 6 Telephone: (415) 766-3515
 7 Facsimile: (415) 402-0058

8 Craig C. Daniel (SBN 212588)
 9 AXCEL LAW PARTNERS LLP
 10 4 Embarcadero Center, Suite 1400
 11 San Francisco, CA 94111
 12 Telephone: (415) 704.8800
 13 Facsimile: (415) 704.8804
 14 Attorneys for Plaintiff

15 Attorneys for Plaintiff,
 16 SECUGEN CORPORATION

17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN FRANCISCO DIVISION**

20 SECUGEN CORPORATION,
 21
 22 Plaintiff,
 23 vs.
 24 SUPREMA, INC.; RBH ACCESS
 25 TECHNOLOGIES, INC.; RBH USA, INC.;
 26 AND APIARY INC.,
 Defendants.

Case No.: 11-cv-03450-SI

STIPULATION AND ~~PROPOSED~~
ORDER FOR FINAL INJUNCTIVE
RELIEF AND DISMISSAL OF CLAIMS
AGAINST RBH ACCESS
TECHNOLOGIES, INC. AND RBH USA,
INC.

27 **WHEREAS** Plaintiff SECUGEN CORPORATION (“SecuGen”) has filed the
 28 instant action on July 14, 2011, and filed a First Amended Complaint for Patent
 29 Infringement on October 14, 2011 (“the Lawsuit”), alleging that Defendants RBH
 30 ACCESS TECHNOLOGIES, INC. (“RBH Access”) and RBH USA, INC. (“RBH USA”)

STIPULATION AND ORDER FOR FINAL
 INJUNCTIVE RELIEF AND DISMISSAL OF
 CLAIMS AGAINST RBH ACCESS
 TECHNOLOGIES, INC. AND RBH USA, INC.

1 infringed U.S. Patent No. 6,324,020 (“the 020 Patent”) by incorporating infringing
2 fingerprint recognition devices from Suprema, Inc. (“Suprema FRDs”) into products that
3 RBH Access and RBH USA have offered to sell, distributed and/or sold within the
4 United States.

5
6 **WHEREAS**, while denying any liability, RBH Access and RBH USA wish to
7 resolve the claims SecuGen has made against them in the Lawsuit, and by this Stipulation
8 and Order the parties intend to and do resolve all claims arising under and related to this
9 litigation.

10
11 **THEREFORE** the parties have agreed and hereby stipulate as follows:

12 1. Stipulated Injunctive Relief. RBH Access and RBH USA are hereby
13 permanently enjoined and prohibited from importing, offering for sale, distributing, or
14 selling within the United States products incorporating non-licensed Suprema FRDs (as
15 described in paragraphs 11 and 12 of the First Amended Complaint) including those
16 products labeled RBH-BFR-200-S, RBH-BFR-200-M, RBH-BFR-300-S, RBH-BFR-
17 300-M, and RBH-BFR-USA (“the Accused Products”).

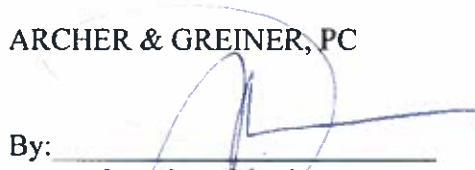
18
19 2. Production of Sales and Source Information. Within three (3) days of the
20 date of this Order, RBH Access and RBH USA shall provide to SecuGen, through its
21 counsel, the following information: (a) the identity and contact information for RBH
22 Access and RBH USA’s source of the Accused Products; and (b) data sufficient to
23 disclose all sales of the Accused Products by RBH Access and RBH USA in the United
24 States.
25
26

1 3. Release and Dismissal of Claims. In return for the above permanent
2 injunctive relief and sales and source information, SecuGen hereby dismisses its claims
3 against RBH Access and RBH USA in the Lawsuit with prejudice, and SecuGen hereby
4 releases and discharges the claims SecuGen asserted in the Lawsuit against RBH Access
5 and RBH USA (which includes their respective shareholders, directors, officers and
6 employees) arising from or related to the infringement of the '020 Patent as alleged in the
7 First Amended Complaint.
8

9
10 **SO STIPULATED:**

11 DATED: November 30, 2011

ARCHER & GREINER, PC

12
13 By: 
14 Joseph A. Martin
15 Archer & Greiner, P.C.
16 One Centennial Square
17 Haddonfield, NJ 08033
18 Direct Dial: 856-354-3136
19 Fax: 856-795-0574
20 jmartin@archerlaw.com

*Attorneys for Defendants
RBH Access Technologies, Inc. and RBH USA, Inc.*

21 DATED: November 30, 2011

MITCHELL + COMPANY, LAW OFFICES

22 By: 
23 Brian E. Mitchell
24 MITCHELL + COMPANY, LAW
25 OFFICES
26 4 Embarcadero Center, Suite 1400
San Francisco, CA 94111
Telephone: (415) 766-3515
Facsimile: (415) 402-0058

Attorneys for Plaintiff

SecuGen Corporation

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 12/1/11

By: 
HON. SUSAN ILLSTON, U.S.D.J.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26