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 16 NEXSALES CORPORATION

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26 Attorneys for Defendant
 27 SALEBUILD, INC.

28 UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

NEXSALES CORPORATION,

Case No. C 11-3915 EMC

Plaintiff,

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

vs.

SALEBUILD, INC., and DOES 1-100,
INCLUSIVE,

Defendants.

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, and pursuant to a settlement reached on or about April 5, 2012 by and between the parties, NexSales Corporation, Plaintiff and Salebuild, Inc., Defendant, to the above-entitled action which is reflected in a written

1 settlement agreement, by and through their counsel of record, hereby stipulate and agree that the
2 above-entitled action shall be, and hereby is, DISMISSED WITH PREJUDICE. The parties
3 further stipulate that each of the parties shall bear its own attorneys' fees and costs. The Court
4 shall retain jurisdiction to enforce the settlement.

5
6 IT IS SO STIPULATED.

7
8 DATE: 04/09/2012

Respectfully submitted,

LAW OFFICES OF NICHOLAS D. HEIMLICH

9 By /s/ Nick Heimlich
10 Nick Heimlich

11 Attorneys for Plaintiff NexSales Corporation

12 DATE: 04/09/2012

HEIMLICH LAW

14 By /s/ Alan Heimlich
15 Alan Heimlich

16 Attorneys for Plaintiff NexSales Corporation

17 DATE: 04/09/2012

WILSON SONSINI GOODRICH & ROSATI

19
20 By /s/ Anthony Weibell
21 Anthony Weibell (signed by Nick Heimlich per email
22 authorization dated 04/09/2012)

23 Attorneys for Defendant Salebuild, Inc.
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1 **ORDER**

2 Plaintiff NexSales Corporation, and Salebuild, Inc., Defendant, being all of the parties of
3 record in this action, having reached a settlement which is reflected in a written settlement
4 agreement as stated by the parties through their counsel, and having stipulated by and through
5 their counsel of record, and the Court having accepted the stipulation of the parties,

6 IT IS HEREBY ORDERED that the above-entitled action shall be, and hereby is,
7 DISMISSED WITH PREJUDICE.

8 IT IS FURTHER ORDERED that each of the parties shall bear its own attorneys' fees and
9 costs.

10 IT IS FURTHER ORDERED that the Court shall retain jurisdiction to enforce the
11 settlement.

12 IT IS SO ORDERED.

13 Dated: 4/10/12

