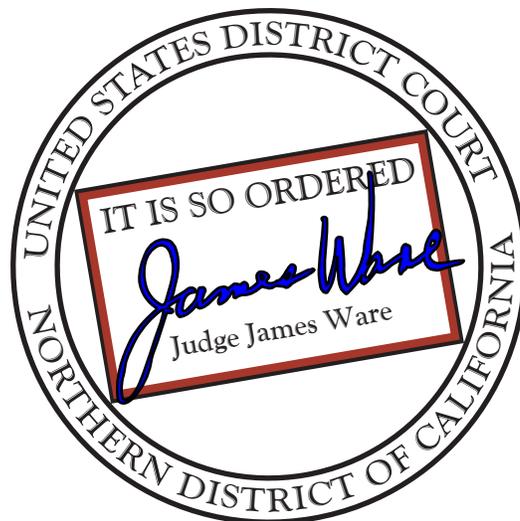


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 22 Toshiba America, Inc.
 23 Toshiba America Information Systems



24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA

26 INNOVUS PRIME LLC,
 27 Plaintiff,
 28 v.
 29 LG ELECTRONICS INC., *et al.*,
 30 Defendant.

CASE NO. 3:11-cv-04223-JW
**STIPULATION AND NOTICE OF
 DISMISSAL WITHOUT PREJUDICE OF
 DEFENDANT TOSHIBA AMERICA, INC.**
Honorable James Ware

1 IT IS HEREBY STIPULATED and agreed that Defendant Toshiba America, Inc. is
2 dismissed, without prejudice, from the above-entitled matter pursuant to Fed.R. Civ. P. 41(a).
3 Each party shall bear its own costs and attorneys' fees.

4
5 DATED: October 7, 2011

LAW OFFICES OF JOHN W. CARPENTER,
LLC

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7
8 By: /S/ John W. Carpenter
9 JOHN W. CARPENTER (SBN 221708)
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18 DATED: October 7, 2011

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21 By: /S/ Martha C. Luemers
22 MARTHA LUEMERS
23 Attorneys for Defendants
24 Toshiba Corp.
25 Toshiba America, Inc.
26 Toshiba America Information Systems

27
28
Filer's Attestation of Concurrence by Signatory

I, Martha C. Luemers, counsel for Toshiba Corp., Toshiba America, Inc. and Toshiba
America Information Systems, hereby attest that I have obtained the concurrence of John W.
Carpenter in the filing of this document.

/S/ Martha C. Luemers
MARTHA C. LUEMERS