

1 MICHAEL S. WARD #178648  
 JOSEPH L. J. APPEL #276946  
 2 FITZGERALD ABBOTT & BEARDSLEY LLP  
 1221 Broadway, 21<sup>st</sup> Floor  
 3 Oakland, California 94612  
 Telephone: (510) 451-3300  
 4 Facsimile: (510) 451-1527  
 Email: mward@fablaw.com  
 5 jappel@fablaw.com

6 Attorneys for Defendants  
 ORACLE CORPORATION, ORACLE AMERICA, INC.,  
 7 SUN MICROSYSTEMS DIRECTOR CHANGE OF  
 CONTROL SEVERANCE PLAN, AND  
 8 LDCC

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

11 ROGER MEIKE,  
 12 Plaintiff,  
 13 vs.

Case No.: CV 11-06329 SI

**STIPULATION FOR DISMISSAL WITH  
 PREJUDICE AND [PROPOSED] ORDER  
 THEREON**

14 ORACLE CORPORATION; THE SUN  
 MICROSYSTEMS, INC. DIRECTOR  
 15 CHANGE OF CONTROL SEVERANCE  
 PLAN (AMENDED AND RESTATED AS  
 16 OF 1/25/10) (THE "PLAN"); THE  
 LEADERSHIP DEVELOPMENT AND  
 17 COMPENSATION COMMITTEE OF THE  
 BOARD OF DIRECTORS OF ORACLE  
 18 AMERICA, INC. (THE "LDCC"); AND  
 ORACLE AMERICA, INC.  
 19  
 20 Defendants

21 Pursuant to FRCP 41(a)(ii) the parties hereby stipulate that this matter should be  
 22 dismissed with prejudice and without an award of costs, attorneys' fees, or sanctions to any  
 23 party.

24 Dated: July 10, 2012

SWEENY, MASON, WILSON & BOSOMWORTH

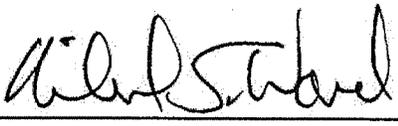
25  
 26  
 27 By   
 Kurt E. Wilson  
 Attorneys for Plaintiff

28  
 1  
 STIPULATION FOR DISMISSAL WITH PREJUDICE AND [PROPOSED] ORDER  
 THEREON - CASE NO.: CV 11-06329 SI

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  
27  
28

Dated: July 10, 2012

FITZGERALD ABBOTT & BEARDSLEY LLP

By   
Michael S. Ward  
Attorneys for Defendants

Upon the stipulation of the parties, IT IS ORDERED:

This matter is dismissed with prejudice and without costs, attorneys' fees or sanctions.

Dated: 7/12, 2012

  
Hon. Susan Illston  
United States District Judge