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**Attorneys for Plaintiff Yahoo! Inc.**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

YAHOO! INC.,  
  
Plaintiff,  
  
v.  
  
FACEBOOK, INC.,  
  
Defendant.

Case No. CV-12-01212-JSW

**STIPULATED MOTION FOR  
DISMISSAL OF CLAIMS AND  
COUNTERCLAIMS BY YAHOO!  
INC. AND FACEBOOK, INC., AND  
[PROPOSED] ORDER**

Honorable Jeffrey S. White  
United States District Judge

FACEBOOK, INC.,  
  
Counterclaim-plaintiff,  
  
v.  
  
YAHOO! INC.,  
  
Counterclaim-defendant.

Yahoo! Inc. (“Yahoo!”) and Facebook, Inc. (“Facebook”), pursuant to Federal Rule of Civil Procedure 41(a)(2), hereby stipulate and move for an order dismissing WITH PREJUDICE and in their entirety all claims and counterclaims of infringement asserted by any party in this case.

Pursuant to Federal Rule of Civil Procedure 41(a)(2), Yahoo! and Facebook also hereby stipulate and move for an order dismissing WITHOUT PREJUDICE and in their entirety all defenses of patentability, invalidity, and unenforceability.

Each party shall bear its own costs, expenses, and attorneys' fees, and this case shall be closed.

**IT IS SO STIPULATED.**

Dated: July 9, 2012

By: /s/ *Mark Weinstein*

Stephen Neal  
Michael Rhodes  
Heidi Keefe  
Mark Weinstein  
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Boston, MA 02109  
Attorneys for Facebook, Inc.

1  
2 Dated: July 9, 2012  
3

4 By: /s/ Kevin Smith  
5 Charles K. Verhoeven  
6 Jennifer A. Kash  
7 Kevin A. Smith  
8 Quinn Emanuel Urquhart & Sullivan LLP  
9 50 California Street, 22nd Floor  
10 San Francisco, CA 94111  
11 Telephone: 415-875-6600  
12 Attorneys for Yahoo! Inc.

13  
14  
15 **ATTESTATION OF E-FILED SIGNATURE**

16 I, Kevin A. Smith, am the ECF User whose ID and password are being used to file this  
17 Stipulation. In compliance with General Order 45, X.B., I hereby attest that Mark Weinstein,  
18 counsel for Facebook, Inc., has concurred in this filing.  
19

20 Dated: July 9, 2012

21 /s/ Kevin A. Smith  
22 Kevin A. Smith  
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**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated:

By: \_\_\_\_\_  
Honorable Jeffrey S. White  
United States District Court Judge

1  
2 **CERTIFICATE OF SERVICE**

3 I, Kevin A. Smith, declare under penalty of perjury under the laws of the State of  
4 California and the United States that the following is true and correct:

5 On July 9, 2012 I caused to be served the following document(s):

6  
7 **STIPULATED MOTION FOR DISMISSAL OF CLAIMS AND**  
8 **COUNTERCLAIMS BY YAHOO! INC. AND FACEBOOK, INC., AND**  
9 **[PROPOSED] ORDER**

10 via electronic mail to the following parties:

11 Michael Rhodes (rhoedsmg@cooley.com)  
12 Heidi Keefe (hkeefe@cooley.com)  
13 Joseph Haag (joseph.haag@wilmerhale.com)  
14 Mark Selwyn (mark.selwyn@wilmerhale.com)  
15 Mark Weinstein (mweinstein@cooley.com)  
16 Stephen Neal (nealsc@cooley.com)

17 via U.S. Mail to the following parties:

18 Cynthia D. Vreeland  
19 Lee F. William  
20 Wilmer Cutler Pickering Hale and Dorr LLP  
21 60 State Street  
22 Boston, MA 02109

23 Dated: July 9, 2012

24 /s/ Kevin A. Smith