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 21 SMART MEMORY SOLUTIONS, LLC

22
 23 IN THE UNITED STATES DISTRICT COURT
 24 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 25 SAN FRANCISCO DIVISION

26 SMART MEMORY SOLUTIONS, LLC

27 Plaintiff,

28 v.

TOSHIBA AMERICA ELECTRONIC
 COMPONENTS, INC.,

Defendant.

Case No. 3:12-cv-01549-EMC

**JOINT STIPULATION OF
 DISMISSAL WITH PREJUDICE**

Plaintiff, Smart Memory Solutions, LLC, and Defendant, Toshiba America Electronic Components, Inc., pursuant to Federal Rule of Civil Procedure 41(a)(1) and (2), hereby stipulate to the entry of an order dismissing Plaintiff's claims in this action WITH PREJUDICE. Plaintiff

1 and Defendant further stipulate to the entry of an order dismissing Toshiba's counterclaims
2 WITHOUT PREJUDICE pursuant to Fed. R. Civ. P. 41(a)(1), (2) and (c), with each party
3 bearing its own costs, expenses and attorney fees.
4

5 Agreed to by:

6 Dated: April 17, 2013

/s/ Daniel M. Shafer

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14
15 Dated: April 17, 2013

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TOSHIBA AMERICA ELECTRONIC
COMPONENTS, INC.

23
24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25
26
27 Hon. Edward M. Chen

28 JOINT STIPULATION
PREJUDICE
CASE NO: 3:12-cv-0154



