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15 Attorneys for Defendant / Counter Claimant  
 16 5BARZ INTERNATIONAL, INC.

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA

19 LA JOLLA COVE INVESTORS, INC.,  
 20 a California corporation,

21 Plaintiff / Counter Defendant,

22 vs.

23 5BARZ INTERNATIONAL, INC., a  
 24 Nevada corporation, and DOES 1-10,  
 25 inclusive,

Defendants / Counter Claimants.

No. CV 12-5333 SC

STIPULATION DISMISSING ACTION  
 WITHOUT PREJUDICE AND  
 WITHOUT AWARD OF ATTORNEYS'  
 FEES OR COSTS

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), IT IS HEREBY STIPULATED AND AGREED by Plaintiff / Counter Defendant La Jolla Cove Investors, Inc. and by Defendant / Counter Claimant 5Barz International, Inc., by and through their undersigned attorneys, that this action (including all claims and counterclaims) shall be dismissed without prejudice and without an award of attorneys' fees or costs to any party.

STIPULATION DISMISSING ACTION  
 WITHOUT PREJUDICE AND WITHOUT  
 AWARD OF ATTORNEYS' FEES OR COSTS - 1  
 (CV 12-5333-SC)

LAW OFFICES  
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1 It is further stipulated that Judge Samuel Conti shall retain jurisdiction to interpret and enforce  
2 the parties' settlement agreement, the terms of which are hereby incorporated into this Stipulation,  
3 which jurisdiction includes, but is not limited to, the authority to enter a dismissal with prejudice or a  
4 stipulated judgment at a later date as appropriate pursuant to the terms of said settlement agreement.

5 DATED this 9th day of January, 2013.

6 CALFO HARRIGAN LEYH & EAKES LLP

7  
8 By /s/ Tyler L. Farmer

9 Tyler L. Farmer (CA State Bar No. 212038)  
10 Attorneys for Defendant / Counter Claimant  
11 5BARz International, Inc.

12 BRYAN CAVE LLP

13 By /s/ Richard J. Mooney

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By /s/ Adam Garson

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By /s/ Deborah McCrimmon

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Attorneys for Plaintiff / Counter Defendant  
La Jolla Cove Investors, Inc.

1 **ATTESTATION:** Pursuant to N.D. Cal. General Order 45, Part X-B, the filer attests that concurrence  
2 in the filing of this document has been obtained from each signatory thereto.

3 /s/ Tyler L. Farmer

4 Tyler L. Farmer

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 9, 2013, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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*/s/ Tyler L. Farmer*

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