

1 JOHN L. SLAFSKY, State Bar No. 195513  
 2 MATTHEW J. KUYKENDALL, State Bar No. 248320  
 3 WILSON SONSINI GOODRICH & ROSATI  
 Professional Corporation  
 4 650 Page Mill Road  
 Palo Alto, California 94304-1050  
 Telephone: (650) 493-9300  
 Facsimile: (650) 493-6811  
 5 jslafsky@wsgr.com  
 mkuykendall@wsgr.com

6 Attorneys for Plaintiff and Counter-Defendant  
 7 BUDDY MEDIA, INC. N/K/A BUDDY MEDIA, LLC

8 Jeremy S. Rosenberg, Esq., State Bar No. 263116  
 LAW OFFICES OF ROSENBERG & ROSENBERG  
 9 200 Pacific Coast Hwy, Unit #343  
 Huntington Beach, CA 92648  
 Telephone: (805) 252-1354  
 10 Jeremy@rosenbergesq.com

11 David A. Berstein, State Bar No. 204472  
 12 Nicholas D. Myers, State Bar No. 251809  
 MYERS LIN, LLP  
 13 7545 Irvine Center Drive, Suite 200  
 Irvine, California 92618  
 Telephone: (949) 623-8750  
 Facsimile: (949) 623-8759  
 15 david.berstein@myerslin.com

16 Attorneys for Defendant and Counterclaimant  
 17 THE BUDDY GROUP, INC.

18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA  
 20 SAN FRANCISCO DIVISION

|                           |   |                                   |
|---------------------------|---|-----------------------------------|
| 22 BUDDY MEDIA, INC.,     | ) | CASE NO.: 12-CV-05920-SI          |
| a Delaware corporation,   | ) |                                   |
|                           | ) |                                   |
| 23 Plaintiff,             | ) | <b>STIPULATION AND [PROPOSED]</b> |
|                           | ) | <b>ORDER OF DISMISSAL WITH</b>    |
| 24 v.                     | ) | <b>PREJUDICE</b>                  |
|                           | ) |                                   |
| 25 THE BUDDY GROUP, INC., | ) |                                   |
| a California corporation, | ) | Judge: Hon. Susan Illston         |
|                           | ) |                                   |
| 27 Defendant.             | ) |                                   |
|                           | ) |                                   |

1 )  
2 THE BUDDY GROUP, INC., )  
3 a California corporation, )  
4 Counterclaimant, )  
5 v. )  
6 BUDDY MEDIA, INC., a Delaware )  
7 corporation, and DOES 1 through 10, )  
8 Counter-Defendants. )  
9 \_\_\_\_\_ )

8 Plaintiff and Counter-Defendant Buddy Media, Inc. n/k/a Buddy Media, LLC  
9 (“Plaintiff”) and Defendant and Counterclaimant The Buddy Group, Inc. (“Defendant”), by and  
10 through their undersigned counsel, hereby stipulate that all claims raised in the complaint and  
11 counterclaims in the above-identified action shall be dismissed with prejudice in their entirety  
12 pursuant to Federal Rule of Civil Procedure 41. The parties agree further that each party shall  
13 bear its own costs, expenses and attorneys’ fees.

14  
15 Respectfully submitted,  
16 Dated: October 30, 2013 WILSON SONSINI GOODRICH & ROSATI  
17 Professional Corporation  
18 By: /s/ John L. Slafsky  
19 JOHN L. SLAFSKY  
MATTHEW J. KUYKENDALL  
20 Attorneys for Plaintiff and  
21 Counter-Defendant  
BUDDY MEDIA, INC. N/K/A  
22 BUDDY MEDIA, LLC

23 Dated: October 30, 2013 MYERS LIN, LLP  
24 By: /s/ Nicholas D. Myers  
25 NICHOLAS D. MYERS  
DAVID A. BERSTEIN  
26 Attorneys for Defendant and  
27 Counterclaimant  
THE BUDDY GROUP, INC.  
28

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2

3 Dated: 10/30/13



4 HON. SUSAN ILLSTON  
United States District Judge

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**CERTIFICATION**

I, John L. Slafsky, am the ECF User whose identification and password are being used to file the **Stipulation and [Proposed] Order of Dismissal with Prejudice**. In compliance with General Order 45.X.B, I hereby attest that Nicholas Myers has concurred in this filing.

Dated: October 30, 2013

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

By: /s/ John L. Slafsky  
JOHN L. SLAFSKY

Attorneys for Plaintiff and  
Counter-Defendant  
BUDDY MEDIA, INC. N/K/A  
BUDDY MEDIA, LLC

1 CERTIFICATE OF SERVICE BY MAIL

2  
3 I, Elvira Minjarez, declare:

4 I am employed in Santa Clara County. I am over the age of 18 years and not a party to  
5 the within action. My business address is Wilson Sonsini Goodrich & Rosati, 650 Page Mill  
6 Road, Palo Alto, California 94304-1050.

7 I am readily familiar with Wilson Sonsini Goodrich & Rosati's practice for collection and  
8 processing of correspondence for mailing with the United States Postal Service. In the ordinary  
9 course of business, correspondence would be deposited with the United States Postal Service on  
10 this date.

11 On this date, I served **STIPULATION AND [PROPOSED] ORDER OF DISMISSAL**  
12 **WITH PREJUDICE** on each person listed below, by placing the document(s) described above  
13 in an envelope addressed as indicated below, which I sealed. I placed the envelope(s) for  
14 collection and mailing with the United States Postal Service on this day, following ordinary  
15 business practices at Wilson Sonsini Goodrich & Rosati.

16 Nicholas D. Myers  
17 MYERS LIN, LLP  
18 7545 Irvine Center Drive, Suite 200  
Irvine, California 92618

19 I declare under penalty of perjury under the laws of the State of California that the  
20 foregoing is true and correct. Executed at Palo Alto, California on October 30, 2013.

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22   
23 Elvira Minjarez