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Attorneys for Plaintiff
 ASETEK DANMARK A/S

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ASETEK DANMARK A/S,
 Plaintiff,
 v.
 CMI USA, INC., fka COOLER
 MASTER USA, INC.
 Defendant,
 and
 COOLER MASTER CO., LTD
 Intervenor.

CASE NO. 3:13-cv-00457-JST
**STIPULATION AND ~~PROPOSED~~
 ORDER**

1 Plaintiff Asetek Danmark A/S (“Asetek”) and Defendant CMI USA, Inc. (“CMI”)
2 (collectively the “Parties”) respectfully submit this joint stipulation. On October 19, 2015, the Court
3 entered its Amended Judgment against CMI and in favor of Asetek in the amount of \$639,457.18.
4 DI 339. CMI appealed to the Federal Circuit. Pending its appeal, CMI submitted evidence of a
5 supersedeas bond in the amount of \$607,500 (DI 347), as well as a supplemental cash deposit to the
6 Court in the amount of \$37,000 which the parties agreed to treat as part of its supersedeas bond (*see*
7 DI 347-1, DI 347-2), and the Court stayed the execution of judgment. DI 347-2.

8 On April 3, 2017, the United States Court of the Federal Circuit issued its opinion and
9 judgment affirming this Court’s rulings on damages, validity, and infringement. DI 375, DI 376. A
10 mandate has been issued and filed. DI 377, DI 378.

11 The Parties jointly request that the Court issue an order lifting the stay on execution of
12 judgment. The Parties stipulate that in addition to the \$639,457.18 due to Asetek under the
13 judgment (DI 337), post-judgment interest of \$2,178 is due from CMI to Asetek, so that CMI is
14 obligated to pay \$641,635.18 to satisfy judgment.

15 Counsel for the parties are cooperating and expect Asetek to also receive CMI’s payment of
16 \$607,500 under the bond (DI 347) because CMI has represented that it deposited the full \$607,500
17 with a bonding company, and collection efforts are underway. D.I. 347, Ex. 1. With regard to the
18 balance of \$34,135.18 owed to Asetek, the Parties stipulate and jointly request that the Court issue
19 an order directing the Court Clerk issue a check in that amount to Asetek Danmark A/S (drawn from
20 CMI’s \$37,000 deposit with the Court) and mail it to Robert McCauley (counsel for Asetek), and
21 that the Court issue a check to CMI USA, Inc. for the balance, \$2,864.82, and mail it to Kyle Chen
22 (counsel for CMI).

23 This stipulation is submitted without prejudice to any further execution or collection efforts
24 by Asetek in the event the bonding company does not pay Asetek within 30 days from entry of this
25 stipulated order or for other good cause.

26 **ATTESTATION**

27 By signature below, counsel for Asetek attests that counsel for CMI concurs in the filing of
28 this document.

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Dated: April 19, 2017

Respectfully submitted
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

By: /s/ Robert F. McCauley
Robert F. McCauley
Attorneys for Plaintiff
Asetek Danmark A/S

Dated: April 19, 2017

COOLEY LLP

By: /s/ Kyle D. Chen
Kyle D. Chen
Attorneys for Defendants
Cooler Master Co., Ltd., CMI
USA, Inc., fka Cooler Master USA Inc.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, AND FOR GOOD CAUSE SHOWN, IT IS ORDERED THAT:

The stay on execution of judgment for Plaintiff Asetek Danmark A/S (“Asetek”) and against Defendant CMI USA, Inc. (“CMI”) is lifted. The Clerk of the Court shall:

1. Issue a check for \$34,135.18 made payable to Asetek Danmark A/S (drawn from CMI’s \$37,000 prior deposit with the Court (*see* DI 347-1) and mail it to Robert McCauley, Finnegan, 3300 Hillview Ave., Palo Alto, CA 94304; and
2. Issue a check to payable to CMI USA, Inc. for 2,864.82 (the balance on CMI’s \$37,000 prior deposit) and mail it to Kyle Chen, Cooley, 3175 Hanover St., Palo Alto, CA 94304.

This Order is entered without prejudice to any further execution or collection efforts by Asetek on the \$607,500 owed by CMI in the event the bonding company does not pay Asetek within 30 days from entry of this order or for other good cause.

IT IS SO ORDERED.

Dated: April 24, 2017

