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Attorneys for Defendants  
 XACTLY CORPORATION  
 and CHRISTOPHER CABRERA

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA

20 CALLIDUS SOFTWARE INC., a  
 21 Delaware corporation,

22 Plaintiff,

23 v.

24 XACTLY CORPORATION, a Delaware  
 25 corporation, and CHRISTOPHER CABRERA, an  
 26 individual,

27 Defendants.

CASE NO: 3:13-cv-01122-EMC

**JOINT STIPULATION RE: DISMISSAL  
 OF DEFENDANT CHRISTOPHER  
 CABRERA**

ORDER

DICKSTEIN  
 SHAPIRO LLP

1 Pursuant to Federal Rule of Civil Procedure 41(a)(2) and the terms of a confidential  
2 settlement agreement, Plaintiff Callidus Software Inc. ("Plaintiff") and Defendants Xactly  
3 Corporation and Mr. Christopher Cabrera, by and through their undersigned counsel, hereby  
4 stipulate to the dismissal of all claims and counterclaims between Callidus and Mr. Christopher  
5 Cabrera in the above-captioned action WITH PREJUDICE, with each party to bear its own costs,  
6 expenses and attorneys' fees.

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8  
9 DATED: November 26, 2013

By: /s/ Deborah E. Fishman

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