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Attorneys for Plaintiff Scott J. Weiselberg

Attorneys for Defendant Apple Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

CASE NO. 3:13-CV-02920 (SC)

SCOTT J. WEISELBERG, individually, and
on behalf of all others similarly situated,

**STIPULATION FOR DISMISSAL WITH
PREJUDICE**

Plaintiff,

v.

APPLE, INC., a California company,

Defendant.

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Scott J. Weiselberg, by and
2 through his counsel of record, hereby requests that this action and all claims asserted against Defendant
3 in this action, including all claims and counterclaims, compulsory and/or permissive, known and
4 unknown, that were brought or could have been brought by either party, be dismissed WITH
5 PREJUDICE. Apple Inc., by and through its counsel of record, hereby stipulates to Plaintiff's request.
6 Each of the undersigned parties agrees that it shall bear its own costs and attorneys' fees associated with
7 this matter.

8 Pursuant to Federal Rule of Civil Procedure 41(a)(1) and Civil L.R. 77-2(c), this order may be
9 granted by the Clerk of this Court without further direction of a Judge. The parties respectfully request
10 that the Clerk close this file.

11 IT IS SO STIPULATED.

13 Dated: October 28, 2013

By: /s/ William A. Isaacson

14 William A. Isaacson
15 BOIES, SCHILLER & FLEXNER LLP

16 *Attorneys for Defendant Apple Inc.*

17 Dated: October 28, 2013

By: /s/ Richard L. Kellner

18 Richard L. Kellner
19 KABATECK BROWN KELLNER LLP

20 *Attorneys for Plaintiff Scott J. Weiselberg*

21
22 **PROPOSED ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24
25 Dated: 10/29, 2013

26 THE HONORABLE
27 UNITED STATES

