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Attorneys for Defendant
 ATOPTECH, INC.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

17
 18 SYNOPSISYS, INC.,
 19 Plaintiff,
 20 v.
 21 ATOPTECH, INC.,
 22 Defendant.

Case No. 3:13-cv-02965-MMC (DMR)
**JOINT STIPULATION OF PARTIAL
 DISMISSAL AND ~~PROPOSED~~
 ORDER**

1 **STIPULATION OF PARTIAL DISMISSAL**

2 Pursuant to Federal Rule of Civil Procedure 41(a)(2), Plaintiff Synopsys, Inc.
3 (“Synopsys”) and Defendant ATopTech, Inc. (“ATopTech”), by and through their respective
4 counsel of record, hereby stipulate and agree as follows:

5 1. Synopsys filed an Amended Complaint on November 25, 2013 alleging, *inter alia*,
6 ATopTech infringes U.S. Patent No. 6,567,967 (“the ’967 Patent”). ECF No. 43. Synopsys
7 repeated those allegations in its First Supplemental Amended Complaint, filed on January 23,
8 2016. ECF No. 523.

9 3. Pursuant to the parties’ stipulation, the Court dismissed with prejudice as moot
10 Synopsys’ claim for infringement of Claims 33-36 of the ’967 Patent. ECF No. 763.

11 4. The parties agree that all of Synopsys’ remaining claims for infringement of the
12 ’967 Patent against ATopTech (Count V of Synopsys’ First Supplemental Amended Complaint)
13 should be dismissed with prejudice as to all past and present products made, used, sold, offered
14 for sale, or imported into the United States by ATopTech and that ATopTech’s defenses
15 pertaining to the ’967 Patent should be dismissed without prejudice.

16 5. The parties agree that each party will bear its own fees and costs with respect to
17 Synopsys’ claims for infringement of the ’967 Patent.

18
19 Dated: December 27, 2016

Respectfully submitted,

JONES DAY

By: */s/ Patrick T. Michael*

Patrick T. Michael

Attorneys for Plaintiff

SYNOPSIS, INC.

22
23
24 In accordance with Local Rule 5-1(i)(3), the above signatory attests that concurrence in
25 the filing of this document has been obtained from the signatory below.
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ARNOLD & PORTER

By: /s/ Philip W. Marsh
Philip W. Marsh

Attorneys for Defendant
ATOPTECH, INC.

~~PROPOSED~~ ORDER OF PARTIAL DISMISSAL

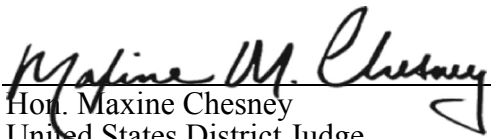
IT SO ORDERED, pursuant to Fed. R. Civ. P., Rule 41(a)(2) and the Parties' stipulation,
that:

1. Synopsys' claim for infringement of U.S. Patent No. 6,567,967 as to all past and present products made, used, sold, offered for sale, or imported into the United States by ATopTech is dismissed with prejudice.

2. ATopTech's defenses pertaining to U.S. Patent No. 6,567,967 are dismissed without prejudice.

3. Each party will bear its own fees and costs with respect to Synopsys' claim for infringement of U.S. Patent No. 6,567,967.

Dated: December 28, 2016

By: 
Hon. Maxine Chesney
United States District Judge