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Attorneys for Defendant
 ATOPTECH, INC.

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

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

Case No. 3:13-cv-02965-MMC (DMR)
STIPULATION AND ~~PROPOSED~~
CONSENT JUDGMENT

1 This Stipulation and Consent Judgment ("Order") is ordered by the Court as of the date
2 indicated below and is consented to by Plaintiff/Counterdefendant Synopsys Inc. ("Synopsys")
3 and Defendant/Counterclaimant ATopTech Inc. ("ATopTech").

4 WHEREAS, on November 25, 2013, Synopsys filed its Amended Complaint asserting
5 claims for copyright infringement, patent infringement, breach of contract and breach of covenant
6 of good faith and fair dealing.¹

7 WHEREAS, on November 25, 2015, ATopTech filed its Fourth Amended Answer and
8 Counterclaims asserting counterclaims for violation of the Sherman Act, Sections 1 and 2, and
9 California Business and Professions Code Section 17200 et seq. The claims and counterclaims
10 are collectively referred to as "the Lawsuit."

11 WHEREAS, a jury trial on Synopsys' copyright and breach claims concluded on March
12 10, 2016, in which the jury found in favor of Synopsys on its copyright infringement claim and
13 awarded Synopsys \$30.4 million in damages ("Synopsys' Copyright Infringement Claims").

14 WHEREAS, on December 19, 2016, the Court entered a Permanent Injunction and
15 Disposition Order in connection with Synopsys' Copyright Infringement Claims (the "Permanent
16 Injunction").

17 WHEREAS, on January 13, 2017, the Debtor filed a voluntary petition for bankruptcy
18 seeking relief under chapter 11 of title 11 of the United States Code (the "Chapter 11 Case).

19 WHEREAS, as a result of the Chapter 11 Case, the Lawsuit was stayed, including
20 Synopsys' claims against ATopTech for patent infringement (the "Synopsys Patent Infringement
21 Claims") and ATopTech's counterclaims against Synopsys for antitrust violations (the
22 "ATopTech Antitrust Counterclaims").

23 WHEREAS, in the Chapter 11 Case, the parties have reached an agreement under which
24 ATopTech has agreed, and the Bankruptcy Court has approved, that Synopsys will receive an
25 allowed claim of \$30.4 million in the Chapter 11 Case.

26 WHEREAS, the stay in the Chapter 11 Case has been lifted for the limited purpose of
27 allowing the parties to file this Order with the District Court.

28 ¹ Synopsys' Amended Complaint was supplemented on January 26, 2016 to include
supplemental copyright registration certificate numbers.

1 WHEREAS, Synopsys and ATopTech wish to resolve all of the remaining claims and
2 counterclaims that were asserted by either party in the Lawsuit.

3 NOW, THEREFORE, the parties to this Lawsuit hereby stipulate to dismiss this Lawsuit
4 and enter this Order as follows.

5 Based on this stipulation, IT IS HEREBY ORDERED THAT:

6 1. Judgment is hereby entered on the jury's verdict in the Lawsuit. This Order and
7 the Permanent Injunction issued in connection with the Synopsys Copyright Infringement Claims
8 are final and non-appealable. The Parties waive all rights to appeal in this Lawsuit.

9 2. The Synopsys Patent Infringement Claims and the ATopTech Antitrust
10 Counterclaims are dismissed with prejudice, and this Order shall finally conclude and dispose of
11 the Lawsuit.

12 3. This Court has jurisdiction over the parties and over the subject matter of this
13 dispute and shall retain continuing subject matter jurisdiction and personal jurisdiction for the
14 purposes of construing or enforcing the terms of this Order and the Permanent Injunction.

15 4. The parties shall bear their own attorneys' fees and costs.

16
17 **IT IS SO STIPULATED AND AGREED:**

18 Dated: June 21, 2017

Respectfully submitted,

JONES DAY

20 By: /s/ Patrick T. Michael

21 Patrick T. Michael

22 Counsel for Plaintiff/Counterdefendant
SYNOPSIS, INC.

23 Dated: June 21, 2017

ARNOLD & PORTER KAYE SCHOLER

25 By: /s/ Paul Alexander

26 Paul Alexander

27 Counsel for Defendant/Counterclaimant
ATOPTECH, INC.

ATTESTATION OF E-FILER

Pursuant to Local Rule 5-1(i), the undersigned ECF user whose login and password are being used in filing this document, hereby attests that the signatory above has concurred in the filing of this document.

Dated: June 21, 2017

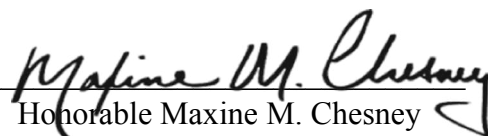
JONES DAY

By: /s/ Patrick T. Michael

Patrick T. Michael

IT IS SO ORDERED.

Dated: June 27, 2017


Honorable Maxine M. Chesney
United States District Judge