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18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**
 20 **SAN FRANCISCO DIVISION**

21 AMERICAN NAVIGATION SYSTEMS, INC.,

22 Plaintiff,

23 vs.

24 APPLE INC.,

25 Defendant.

Case No. 3:14-cv-05297-JST

**STIPULATION OF DISMISSAL AND
 PROPOSED ORDER**

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1 Plaintiff American Navigation Systems, Inc. (“AmNav”) and defendant Apple, Inc.
2 (“Apple”), by and through their respective attorneys, hereby stipulate as follows:

3 WHEREAS, on March 6, 2015, Apple, along with non-parties Samsung Electronics
4 America, Inc. and Google Inc., filed with the U.S. Patent and Trademark Office (“PTO”) two
5 petitions for *inter partes* review, numbered IPR2015-00849 and IPR2015-00851, of the claims of
6 U.S. Patent No. 5,902,347 (“’347 Patent”) that AmNav has asserted in this action.

7 WHEREAS, on September 20, 2016, the PTO issued a Final Written Decision in each of
8 IPR2015-00849 and IPR2015-00851 cancelling all asserted claims of the ’347 Patent.

9 WHEREAS, AmNav did not appeal the PTO’s Final Written Decisions.

10 NOW, THEREFORE, AmNav and Apple stipulate that AmNav’s claims for relief against
11 Apple be dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil
12 Procedure, and that each party shall bear its own costs and attorneys’ fees.

13 IT IS SO STIPULATED.

14 Dated: December 19, 2016

SUSMAN GODFREY L.L.P.

15 By: /s/ Barry Barnett

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Dated: December 19, 2016

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Attorneys for Defendant Apple Inc.

Pursuant to Civil L.R. 5-1(i)(3), the filer attests that concurrence in the filing of this document has been obtained from each of the above signatories.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19th day of December, 2016 that a copy of the foregoing was filed electronically through the Court’s CM/ECF system, with notice of case activity automatically generated and sent electronically to all parties.

/s/ Michael D. Jay

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 20, 2016



THE HONORABLE JON S. TIGAR
UNITED STATES DISTRICT JUDGE