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

STUBHUB, INC.,

Plaintiff,

v.

GOLDEN STATE WARRIORS, LLC AND  
 TICKETMASTER L.L.C.,

Defendants.

Case No. 3:15-cv-01436-MMC

STIPULATED AND [~~PROPOSED~~]  
 ORDER OF DISMISSAL WITH  
 PREJUDICE AND ENTRY OF FINAL  
 JUDGMENT

STIPULATED AND [~~PROPOSED~~] ORDER OF DISMISSAL WITH PREJUDICE AND ENTRY OF FINAL  
 JUDGMENT

CASE NO. 3:15-CV-01436-MMC

1           WHEREAS, Plaintiff StubHub, Inc. (“StubHub”) will not seek to amend the First Amended  
2 Complaint, and Plaintiff and Defendants Golden State Warriors, LLC and Ticketmaster L.L.C.,  
3 agree that StubHub has not waived and is not waiving any rights of appeal; and

4           WHEREAS, StubHub desires to follow the instructions offered by the Ninth Circuit Court  
5 of Appeals in *WMX Techs., Inc. v. Miller*, 104 F.3d 1133, 1135-1136 (9th Cir. 1997) (en banc)  
6 and *Santoro v. CTC Foreclosures Servs. Corp.*, 193 F.3d 1106, 1107 (9th Cir. 1999);


7           NOW, THEREFORE, In view of the foregoing, it is hereby agreed by the parties and  
8 ordered by the Court that:

9  
10           1.       In light of the papers filed in support of and in opposition to defendant Golden  
11 State Warriors, LLC’s (“Warriors”) “Motion to Dismiss the First Amended Complaint,” filed July  
12 31, 2015, and the papers filed in support of and in opposition to defendant Ticketmaster L.L.C.’s  
13 (“Ticketmaster”) “Motion to Dismiss the First Amended Complaint,” filed July 31, 2015, and the  
14 Court’s November 5, 2015 Order (Dkt. #70), Plaintiff StubHub’s First Amended Complaint is  
15 Dismissed with Prejudice.  
16

17           2.       Final Judgment is entered against StubHub.

18 **IT IS SO ORDERED.**

19 Date: November 30, 2015

20   
21 MAXINE M. CHESNEY  
22 United States District Judge  
23  
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28

1 Dated: November 30, 2015

2 SIMPSON THACHER & BARTLETT LLP

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Dated: November 30, 2015

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