

1 [Counsel on Signature Page]

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a corporation,

Case No. 3:16-cv-02477-VC

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Plaintiff,

**RULE 41(a)(1)(A)(ii) STIPULATED  
DISMISSAL WITH PREJUDICE IN  
LIGHT OF SETTLEMENT**

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v.

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CALIFORNIA BERRY CULTIVARS, LLC,  
DOUGLAS SHAW, AND KIRK LARSON

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Defendants.

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CALIFORNIA BERRY CULTIVARS, LLC

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Cross-Complainant,

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v.

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THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a corporation,

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Crossclaim Defendant.

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As set forth in the parties' settlement (attached hereto as Exhibit A), Plaintiff The Regents of the University of California and Defendants California Berry Cultivars, LLC, Douglas Shaw, and Kirk Larson, through their undersigned counsel of record, hereby stipulate to the dismissal with prejudice of the above-captioned action pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Each party shall bear its own costs, expenses, and attorneys' fees.

Also as set forth in the parties' settlement, Plaintiff and Defendants request that the Court maintain jurisdiction to enforce the terms of the settlement, including for any enforcement requests made pursuant to California Code of Civil Procedure § 664.6.

1 Dated: September 15, 2017

MORRISON & FOERSTER, LLP

2  
3 By: /s/ Matthew A. Chivvis

Matthew A. Chivvis

4 David D. Scannell (*pro hac vice*)  
5 DScannell@mofo.com  
MORRISON & FOERSTER LLP  
6 2000 Pennsylvania Ave., NW  
Washington, DC 20006  
7 Telephone: 202.887.1500  
Facsimile: 202.887.0763

Rachel Krevans (CA SBN 116421)  
RKrevans@mofo.com  
Wesley E. Overson (CA SBN 154737)  
WOverson@mofo.com  
Matthew A. Chivvis (CA SBN 251325)  
MChivvis@mofo.com  
Jacob P. Ewerdt (CA SBN 313732)  
JEwerdt@mofo.com  
425 Market Street San Francisco, California  
94105-2482  
Telephone: 415.268.7000  
Facsimile: 415.268.7522

11 Attorneys for Plaintiff and Cross-Defendant  
12 THE REGENTS OF THE UNIVERSITY OF  
CALIFORNIA

13 Dated: September 15, 2017

JONES DAY

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16 By: /s/ Tharan Gregory Lanier

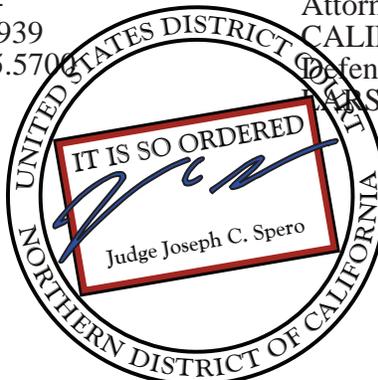
Tharan Gregory Lanier

17 Tharan Gregory Lanier (SBN 138784)  
18 tglanier@jonesday.com  
Greg L. Lippetz (SBN 154228)  
19 glippetz@jonesday.com  
Nathaniel P. Garrett (SBN 248211)  
20 ngarrett@jonesday.com  
Paul C. Hines (SBN 294428)  
21 phines@jonesday.com  
JONES DAY  
22 555 California Street, 26th Floor  
San Francisco, CA 94104  
23 Telephone: +1.415.626.3939  
Facsimile: +1.415.875.5700

Rick L. McKnight (SBN 55183)  
fmcknight@jonesday.com  
Alexis Adian Smith (SBN 274429)  
asmith@jonesday.com  
JONES DAY  
555 South Flower Street  
Fiftieth Floor  
Los Angeles, CA 90071.2300  
Telephone: +1.213.489.3939  
Facsimile: +1.213.243.2539

Attorneys for Defendant and Cross Defendant  
CALIFORNIA BERRY CULTIVARS, LLC;  
Defendants DOUGLAS SHAW and KIRK  
PERSON

24  
25 Dated: 9/22/17



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**ECF ATTESTATION**

I, Matthew A. Chivvis, am the ECF User whose ID and password are being used to file the following document: RULE 41(a)(1)(A)(ii) STIPULATED DISMISSAL WITH PREJUDICE IN LIGHT OF SETTLEMENT. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Tharan Gregory Lanier concurs in this filing.

Dated: September 15, 2017

MORRISON & FOERSTER, LLP

By: /s/ Matthew A. Chivvis  
Matthew A. Chivvis