

1 Steve W. Berman (*pro hac vice*)  
 Mark S. Carlson (*pro hac vice*)  
 2 HAGENS BERMAN SOBOL SHAPIRO LLP  
 1301 Second Ave., Ste. 2000  
 3 Seattle, WA 98101  
 Telephone: (206) 623-7292  
 4 Facsimile: (206) 623-0594  
 steve@hbsslaw.com  
 5 markc@hbsslaw.com

6 Philip Graves (CBA No. 153441)  
 HAGENS BERMAN SOBOL SHAPIRO LLP  
 7 301 North Lake Avenue, Suite 920  
 Pasadena, CA 91101  
 8 Telephone: (213) 330-7150  
 Facsimile: (213) 330-7152  
 9 philipg@hbsslaw.com

10 Rio S. Pierce (CBA No. 298297)  
 HAGENS BERMAN SOBOL SHAPIRO LLP  
 11 715 Hearst Avenue, Suite 202  
 Berkeley, CA 94710  
 12 Telephone: (510) 725-3000  
 Facsimile: (510) 725-3001  
 13 riop@hbsslaw.com

14 *Attorneys for Plaintiffs*  
 Rearden LLC and Rearden Mova LLC  
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16 **UNITED STATES DISTRICT COURT**  
 17 **NORTHERN DISTRICT OF CALIFORNIA**  
 18 **SAN FRANCISCO DIVISION**

19 REARDEN LLC, REARDEN MOVA LLC,  
 California limited liability companies,

20 Plaintiffs,  
 21

22 v.

23 CRYSTAL DYNAMICS, INC., a California  
 corporation, SQUARE ENIX, INC., a Washington  
 Corporation,  
 24

25 Defendants.

Case No. 17-cv-04187-JST

**JOINT STIPULATION AND  
 [PROPOSED] ORDER RE:  
 PLAINTIFFS' MOTION TO DISMISS**

Judge: Hon. Jon S. Tigar

1 Plaintiffs Rearden LLC and Rearden MOVA LLC (“Plaintiffs”) and Defendant Square Enix,  
2 Inc. (“Square Enix”)” by and through their counsel of record, stipulate as follows:

3 **WHEREAS**, Plaintiffs’ Notice of Motion and Motion for Voluntary Dismissal of Claims  
4 Against Defendant Square Enix, Inc. Under Fed. R. Civ. P. 41(a)(2) was filed on January 29, 2019  
5 (D.I. 136);

6 **WHEREAS**, Square Enix’s Opposition to Plaintiffs’ Motion for Voluntary Dismissal of  
7 Claims Against Square Enix, Inc. Under Fed. R. Civ. P. 41(a)(2) was filed on February 11, 2019  
8 (D.I. 162);

9 **WHEREAS**, Plaintiffs’ Reply in Support of Motion for Voluntary Dismissal of Square Enix,  
10 Inc. was filed on February 19, 2019 (D.I. 172);

11 **WHEREAS**, Plaintiffs’ and Square Enix have agreed to mutually acceptable terms on which  
12 to resolve Plaintiffs’ claims against Square Enix;

13 **NOW THEREFORE**, for good cause, Plaintiffs and Square Enix stipulate to dismiss all of  
14 Plaintiffs’ claims alleged against Square Enix in its First Amended Complaint with prejudice.  
15 Plaintiffs and Square Enix further stipulate that, subject to the Court’s approval, the Court will retain  
16 jurisdiction on the issues of (1) whether Square Enix is the prevailing party and (2) whether Square  
17 Enix is entitled to attorneys’ fees and, if so, the amount of any such award. The parties further  
18 stipulate that Square Enix’s deadline to bring a motion for attorneys’ fees is deferred until sixty (60)  
19 days after final judgment is entered in Plaintiffs’ case.

20  
21 **IT IS SO STIPULATED.**

22 Dated: February 25, 2019

Respectfully submitted,

HAGENS BERMAN SOBOL SHAPIRO LLP

23  
24 By: Steve Berman

25 Steve W. Berman  
26 Mark S. Carlson  
27 Phil Graves  
28 Rio S. Pierce

Attorneys for Plaintiffs,  
REARDEN LLC and REARDEN MOVA LLC

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Dated: February 25, 2019

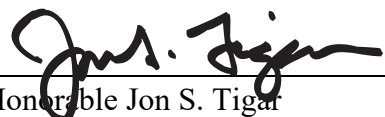
RIMON, P.C.

By: Karineh Khachatourian  
Karineh Khachatourian  
Nikolaus A. Woloszczuk

Attorneys for Defendants,  
CRYSTAL DYNAMICS, INC. and SQUARE  
ENIX, INC.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: February 25, 2019

  
\_\_\_\_\_  
Honorable Jon S. Tigar  
United States District Judge

1 **CIVIL LOCAL RULE 5-1 ATTESTATION**

2 I, Steve Berman, am the ECF user whose credentials were utilized in the electronic filing of  
3 this document. In accordance with Civil Local Rule 5-1(i)(3), I hereby attest that Karineh  
4 Khachatourian concurred in the filing of this document.

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6 */s/ Steve Berman* \_\_\_\_\_

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