

1 Kimberly K. Dodd, CA Bar No. 235109
kdodd@foley.com

2 **FOLEY & LARDNER LLP**
777 EAST WISCONSIN AVENUE
3 MILWAUKEE, WI 53202-5306
TELEPHONE: 414.271.2400
4 FACSIMILE: 414.297.4900

5 Eva K. Freel, CA Bar No. 318287
efreel@foley.com

6 **FOLEY & LARDNER LLP**
555 SOUTH FLOWER STREET, STE 3500
7 LOS ANGELES, CA 90071-2411
TELEPHONE: 213.972.4500
8 FACSIMILE: 213.486.0065

9 Attorneys for Defendant KEYGENE N.V.

10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 NUGEN TECHNOLOGIES, INC.,

Case No. 3:18-CV-00525-JST

13 Plaintiff,

**JOINT STIPULATION ~~AND PROPOSED~~
ORDER} OF DISMISSAL WITH
PREJUDICE**

14 vs.

15 KEYGENE N.V.,

16 Defendant.
17
18
19
20
21
22
23
24
25
26
27
28

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff NuGEN Technologies, Inc.
2 and Defendant Keygene N.V., hereby jointly stipulate to a dismissal of this action with prejudice, with
3 each party bearing its own fees and costs, and waiving all rights of appeal.
4

5 DATED: July 26, 2018

Respectfully submitted,

7 **BROWN RUDNICK LLP**

FOLEY & LARDNER LLP

8 By: /s/ Leo J. Presiado
9 Leo J. Presiado, #166721

By: /s/ Kimberly K. Dodd
Kimberly K. Dodd, CA Bar No. 235109
kdodd@foley.com

10 BROWN RUDNICK LLP
11 Leo J. Presiado, #166721
12 lpresiado@brownrudnick.com
13 2211 Michelson Drive
14 Seventh Floor
15 Irvine, CA 92612
16 Telephone: 949.752.7100
17 Facsimile: 949.252.1514

Foley & Lardner LLP
777 East Wisconsin Avenue
Milwaukee, WI 53202-5306
Telephone: 414.271.2400
Facsimile: 414.297.4900

18 Wayne F. Dennison (*pro hac vice*)
19 Rebecca M. Lecaroz (*pro hac vice*)
20 Jessica T. Lu (*pro hac vice*)
21 One Financial Center
22 Boston, MA 02111
23 Telephone: (617) 856-8200
24 Facsimile: (617) 289-0438
25 wdennison@brownrudnick.com
26 rlecaroz@brownrudnick.com
27 jlu@brownrudnick.com

Eva K. Freel, CA Bar No. 318287
Foley & Lardner LLP
555 South Flower Street, Suite 3500
Los Angeles, CA 90071-2411
Telephone: 213.972.4500
Facsimile: 213.486.0065
E-mail: efreel@foley.com

Liane M. Peterson (*pro hac vice*)
lpeterson@foley.com
Bradley D. Roush, Esq. (*pro hac vice*)
broush@foley.com
Foley & Lardner LLP
3000 K Street, NW
Washington, DC 20007
Telephone: 202.672.5300
Facsimile: 202.672.5399

28 *Attorneys for Plaintiff NuGEN Technologies, Inc.*

Attorneys for Defendant Keygene N.V.

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1

25 I, Kimberly K. Dodd, attest that concurrence in the filing of this Joint Stipulation of Dismissal
26 With Prejudice has been obtained from the counsel for Plaintiff NuGEN Technologies, Inc. I declare
27 under penalty of perjury under the law of the United States of America that the foregoing is true and
28 correct. Executed this 26th day of July, 2018.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

/s/ Kimberly K. Dodd
Kimberly K. Dodd

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Date: July 27, 2018


HONORABLE JON S. TIGAR
UNITED STATES DISTRICT JUDGE