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7 *Counsel for Defendants*
 ELPIDA MEMORY, INC. and
 8 ELPIDA MEMORY (USA) INC.

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ALL AMERICAN SEMICONDUCTOR, INC.,
 Plaintiff,
 v.
 HYNIX SEMICONDUCTOR, INC., *et al.*,
 Defendants.

Case No. C 07-01200 PJH

Assigned for all purposes to the
 Hon. Phyllis J. Hamilton

**STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER AS TO
 DEFENDANTS ELPIDA MEMORY,
 INC. AND ELPIDA MEMORY (USA)
 INC.**

1 The parties hereto hereby stipulate to a dismissal of this action as to defendants
2 Elpida Memory, Inc. and Elpida Memory (USA) Inc. with prejudice, pursuant to Rule 41(a)(2),
3 Fed. R. Civ. P. Each party shall bear its own costs and attorneys' fees. This dismissal shall not
4 apply to or affect any other defendant.

5 IT IS SO STIPULATED AND AGREED.

6 Dated: April 29, 2009 SIMPSON THACHER & BARTLETT LLP
7
8 By: _____ /s/
9 Harrison J. Frahn IV
10 Attorneys for Defendants
11 ELPIDA MEMORY, INC. and
ELPIDA MEMORY (USA) INC.

12 Dated: April 29, 2009 BILZIN SUMBERG BAENA PRICE &
13 AXELROD LLP
14
15 By: _____ /s/
16 Robert W. Turken
17 Attorneys for Plaintiff
ALL AMERICAN SEMICONDUCTOR, INC.

18 **ATTESTATION OF FILING**

19 Pursuant to General Order No. 45 § X(B), I hereby attest that I have obtained
20 concurrence in the filing of the stipulation from the parties listed above.
21 By: _____ /s/
22 Harrison J. Frahn IV

23 **[PROPOSED] ORDER**

24 PURSUANT TO THE STIPULATION OF THE PARTIES IT IS SO ORDERED.

25 Dated: April 30 __, 2009
26
27 Hon. Phyllis J. Hamilton
United States District Court
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