

1 James P. McCarthy (*pro hac vice*)  
 2 Michael Olafson (*pro hac vice*)  
 3 James M. Lockhart (*pro hac vice*)  
 4 DeAnne M. Hilgers (*pro hac vice*)  
 5 John C. Ekman (*pro hac vice*)  
 6 Lindquist & Vennum P.L.L.P.  
 7 4200 IDS Center  
 8 80 South 8th Street  
 9 Minneapolis, MN 55402  
 10 Telephone: (612) 371-3211  
 11 Facsimile: (612) 371-3207  
 12 Email: [jmccarthy@lindquist.com](mailto:jmccarthy@lindquist.com)  
 13 Email: [molafson@lindquist.com](mailto:molafson@lindquist.com)  
 14 Email: [jlockhart@lindquist.com](mailto:jlockhart@lindquist.com)  
 15 Email: [dhilgers@lindquist.com](mailto:dhilgers@lindquist.com)  
 16 Email: [jekman@lindquist.com](mailto:jekman@lindquist.com)

11 James J. Ficenec (SBN – 152172)  
 12 Sellar Hazard Manning Ficenec & Lai  
 13 1800 Sutter Street, Ste. 460  
 14 Concord, CA 94520  
 15 Telephone: (925) 938-1430  
 16 Facsimile: (925) 926-7508  
 17 Email: [jficenec@sellarlaw.com](mailto:jficenec@sellarlaw.com)

18 Counsel for Plaintiff, Wells Fargo Bank, N.A.

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA

21 DRAM Claims Liquidation Trust, by its Trustee,  
 22 Wells Fargo Bank, N.A.,

23 Plaintiff,

24 v.

25 Hynix Semiconductor, et al.,

26 Defendants.+  
 27

28 Case No.: C07-01381-PJH

**STIPULATION OF DISMISSAL  
 AND [PROPOSED] ORDER AS TO  
 INFINEON TECHNOLOGIES AG  
 AND INFINEON TECHNOLOGIES  
 NORTH AMERICA CORP.**

Stipulation of Dismissal as to Infineon Defendants  
 C07-01381-PJH

1 **STIPULATION**

2 The Parties hereto hereby stipulate to a dismissal of this action as to defendants Infineon  
3 Technologies AG and Infineon Technologies North America Corp., with prejudice, pursuant to Rule  
4 41(a)(2) of the Federal Rules of Civil Procedure. This stipulation is pursuant to a settlement  
5 agreement negotiated by the Parties, and the Parties agree that the Court should reserve jurisdiction to  
6 enforce the terms of that settlement agreement. Each Party shall bear its own costs and attorney's  
7 fees. This dismissal shall not apply to or affect any other defendant in this action. The dismissal is  
8 without prejudice to Plaintiffs' right to enforce the terms of the Settlement Agreement.  
9

10 **IT IS SO STIPULATED AND AGREED.**

11  
12  
13 Dated: December 2, 2009

LINDQUIST & VENNUM P.L.L.P.

14 By: /s/ James P. McCarthy  
15 James P. McCarthy

16 Attorneys for Plaintiff

17 DRAM CLAIMS LIQUIDATION TRUST

18  
19 Dated: December 2, 2009

KAYE SCHOLER LLP

20 By: /s/ Julian Brew  
21 Julian Brew

22 Attorneys for Defendants

23 INFINEON TECHNOLOGIES AG and  
24 INFINEON TECHNOLOGIES NORTH  
25 AMERICA CORP.  
26  
27

1 **ATTESTATION OF FILING**

2 Pursuant to General Order 45.X.B, I hereby attest that I have obtained concurrence in the  
3 filing of this document from the parties listed above.  
4

5  
6 /s/ James P. McCarthy

7 James P. McCarthy  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER**

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

Dated: 12/4/09



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