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10
 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 INTERNET ARCHIVE and AMERICAN)
 14 CIVIL LIBERTIES UNION, *et al.*,)

15 Plaintiffs,)

16 v.)

17 MICHAEL B. MUKASEY, Attorney)
 General of the United States, *et al.*,)

18 Defendants.)
 19)
 20)

No. C 4:07-06346 CW

**STIPULATION OF DISMISSAL WITH
 PREJUDICE AND STIPULATED
 REQUEST THAT THE COURT RETAIN
 JURISDICTION TO ENFORCE THE
 TERMS OF THE PARTIES'
 SETTLEMENT AGREEMENT;
 [PROPOSED] ORDER**

21 COME NOW THE PARTIES, by and through their undersigned counsel, and stipulate to
 22 the dismissal, with prejudice, of this action pursuant to Federal Rule of Civil Procedure
 23 41(a)(1)(A)(ii).

24 The parties also respectfully request by stipulation that this Court retain jurisdiction over
 25 this matter solely to enforce, and pursuant to, the terms of the parties' April 21, 2008, Settlement
 26 Agreement, which is filed as an exhibit herewith. As provided in Paragraph 5 of that Agreement,

27
 28 *Case No. C 3:07-06346 CW*
Stipulation of Dismissal and Stipulated Request

1 the parties now also state: Pursuant to the Agreement of the parties, as indicated by their
2 signatures through counsel below, this action is dismissed with prejudice, provided, however,
3 that the Court shall retain exclusive jurisdiction over this action for purposes of resolving any
4 disputes that may arise in the future regarding the Settlement Agreement between the parties, its
5 terms or the enforcement thereof.

6 Dated May 8, 2008

Respectfully Submitted,

7 GREGORY KATSAS
Acting Assistant Attorney General

8 JOSEPH P. RUSSONIELLO C.S.B.N. 44332
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12 /s/ Steven Y. Bressler

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Attorneys for Plaintiffs

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: _____

Hon. CLAUDIA WILKEN
United States District Judge

DECLARATION PURSUANT TO GENERAL ORDER 45, § X.B

I, Steven Y. Bressler, hereby declare pursuant to General Order 45, § X.B, that I have obtained the concurrence in the filing of this document from the other signatory listed above.

I declare under penalty of perjury that the foregoing declaration is true and correct.

Executed this 8th day of May, 2008, at Washington, D.C.

/s/ Steven Y. Bressler
Steven Y. Bressler