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3	cschmid@jonesday.com JONES DAY	Piedmont, CA 94611 Telephone: (510) 653-4983	
4	1755 Embarcadero Road Palo Alto, CA 94303	E-mail: dnkuhn@pacbell.net	
5	Telephone: 650-739-3939 Facsimile: 650-739-3900	Attorney for Plaintiff Gregory Bender	
6	Attorneys for Defendant INTERSIL CORPORATION		
7	INTERSIL CORPORATION		
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	OAKLAND DIVISION		
11	Gregory Bender,	Case No. C 09-01155 CW (BZ)	
12	Plaintiff,	STIPULATION AND [PROPOSED] ORDER OF DISMISSAL OF CLAIMS	
13	v.	AND COUNTERCLAIMS WITH	
14	Intersil Corporation,	PREJUDICE	
15	Defendant.		
16			
17	Plaintiff Gregory Bender ("Bender") and Defendant and Counterclaimant Intersil		
18	Corporation ("Intersil") inform the court that they have reached agreement on the terms of		
19	dismissal of the claims and counterclaims in the above-entitled action and hereby submit this		
20	Stipulation of Dismissal.		
21	Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the parties		
22	hereby stipulate to dismiss with prejudice all claims and counterclaims in this action asserted by		
23	the parties. The parties stipulate that each party will bear its own costs and attorneys' fees		
24	relating to the dismissed claims.		
25	SO STIPULATED.		
26			
27			
28			
		STIPULATION AND [PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE	

CASE NO. 5:09-01155 CW (BZ)

1		Respectfully submitted,
2	Dated: February 19, 2010	Jones Day
3		By: /s/ Gregory Lippetz Greg L. Lippetz
4		State Bar No. 154228 JONES DAY
5 6		Silicon Valley Office 1755 Embarcadero Road Polo Alto CA 04202
7		Palo Alto, CA 94303 Telephone: 650-739-3939 Facsimile: 650-739-3900
8		Counsel for Defendant Intersil Corporation
9		
10	In accordance with General Order No. 45, Section X(B), the above signatory attests that	
11	concurrence in the filing of this document has been obtained from the signatory below.	
12	Dated: February 19, 2010	By:/s/ David Kuhn
13		David N. Kuhn Attorney-at-Law
14		144 Hagar Avenue Piedmont, California 94611
15		Telephone: (510) 653-4983
16		Counsel for Plaintiff Gregory Bender
17		
18		
19	PURSUANT TO STIPULATION, IT IS SO ORDERED:	
20		By:
21	DATED:, 2010	By: Hon. Claudia Wilkin Wilken
22		United States District Judge
23		
24	SVI-77858v1	
25	SVI-7/050VI	
26		
27		
28		