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7 Attorneys for Defendant and Counter-claimant  
 NVIDIA CORPORATION

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 OAKLAND DIVISION

12 NATIONAL UNION FIRE INSURANCE  
 COMPANY OF PITTSBURGH, PA,

14 Plaintiff,

15 vs.

16 NVIDIA CORPORATION,

17 Defendant.

Case No. C 09-2046 CW

**JOINT STIPULATION FOR DISMISSAL  
 WITH PREJUDICE OF NVIDIA'S  
 CROSS-CLAIM FOR BREACH OF  
 FIDUCIARY DUTY**

18 NVIDIA CORPORATION,

19 Counter-claimant,

20 vs.

21 NATIONAL UNION FIRE INSURANCE  
 COMPANY OF PITTSBURGH, PA,

22 Counter-defendant

28 JOINT STIPULATION FOR DISMISSAL WITH  
 PREJUDICE OF NVIDIA'S CROSS-CLAIM FOR  
 BREACH OF FIDUCIARY DUTY  
 Case No. C 09-2046 CW

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1 Plaintiff and counter-defendant National Union Fire Insurance Company of Pittsburgh, Pa.  
2 (“National Union”), and defendant and counter-claimant NVIDIA Corporation (“NVIDIA”),  
3 hereby stipulate that NVIDIA’s cross-claim against National Union for breach of fiduciary duty is  
4 dismissed with prejudice. NVIDIA and National Union shall each bear their own attorneys’ fees,  
5 costs, and expenses incurred in connection with the cross-claim for breach of fiduciary duty.

6  
7 Dated: October 13, 2009

Respectfully submitted,

8 NATIONAL UNION INSURANCE COMPANY  
9 OF PITTSBURGH, PA

10 By: \_\_\_\_\_

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18 NVIDIA CORPORATION

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21 **Filer's Attestation:** Pursuant to General Order No. 45 Section X(B), I attest under penalty of  
22 perjury that concurrence in the filing of the document has been obtained from its signatory.

23 Dated: October 13, 2009

Respectfully submitted,

24  
25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 **DATED:** 10/15/09



27 **CLAUDIA WILKEN**  
28 **United States District Judge**