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 AND POPEO, P.C., and IVOR R. ELRIFI

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION

19 TETHYS BIOSCIENCE, INC.,
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 Plaintiff,
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 v.
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 23 MINTZ, LEVIN, COHN, FERRIS,
 GLOVSKY AND POPEO, P.C., IVOR R.
 ELRIFI, and DOES 1 through 100,
 24
 Defendants.

Case No. CV-09-05115 CW
**STIPULATED DISMISSAL WITH
 PREJUDICE AND ORDER**
 Dept: Courtroom 2, 4th Floor
 Judge: Hon. Claudia Wilken
 Complaint Filed: August 28, 2009

(Removed from Alameda County Superior
 Court, Case No. RG09471347)

1 An agreement has been reached that resolves all issues between Plaintiff Tethys
2 Biosciences, Inc. ("Tethys") and Defendants Mintz, Levin, Cohn, Ferris, Glovsky and Popeo,
3 P.C. and Ivor R. Elrifi ("Defendants") relating to the matters asserted in this lawsuit. Tethys and
4 Defendants therefore stipulate pursuant to Federal Rule of Civil Procedure 41(a)(1)(a)(ii) to the
5 dismissal with prejudice of all claims brought in this suit.

6 Each party shall bear its own costs and attorneys' fees.

7
8 Dated: April 13, 2011

KEKER & VAN NEST LLP

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10 By: /s/ Elliot R. Peters
11 ELLIOT R. PETERS
12 Attorneys for Defendants
13 MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY AND POPEO, P.C., and
IVOR R. ELRIFI


14 Dated: April 13, 2011

TURNER BOYD LLP

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16 By: /s/ Julie S. Turner
17 JULIE S. TURNER
18 Attorneys for Plaintiff
19 TETHYS BIOSCIENCE, INC.
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21 IT IS ORDERED that the claims by Tethys against Defendants are DISMISSED with
22 prejudice.

23 Dated: April 15, 2011

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25 
26 HON. CLAUDIA WILKEN
27 UNITED STATES DISTRICT COURT
28 NORTHERN DISTRICT OF
CALIFORNIA

1 I, Julie S. Turner, am the ECF User whose ID and password are being used to file this
2 Stipulated Dismissal with Prejudice and [Proposed] Order. In compliance with General Order
3 45, X.B., I hereby attest that Elliot R. Peters has concurred on this filing.

4 Dated: April 13, 2011

TURNER BOYD LLP

5 By: /s/ Julie S. Turner
6 Julie S. Turner
7 Attorneys for Plaintiff
8 TETHYS BIOSCIENCE, INC.

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