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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

POWERTECH TECHNOLOGY INC.,

No. C 10-0945 CW
C 11-6121 CW

Plaintiff,

CONDITIONAL ORDER
OF DISMISSAL

v.

TESSERA, INC.,

Defendant.

AND ALL RELATED COUNTERCLAIMS

The Court having been advised that the parties have agreed to a settlement of this cause,

IT IS HEREBY ORDERED that this cause be dismissed with prejudice; provided, however, that if any party hereto shall certify to this Court, with proof of service of a copy thereon on opposing counsel, within ____ days from the date hereof, that the agreed consideration for said settlement has not been delivered over, the foregoing Order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial.

IT IS SO ORDERED.

Dated:

CLAUDIA WILKEN
United States District Judge