



1 Plaintiff Gate Five Group, LLC dba ROOST, Defendant Costco Wholesale Corporation,  
2 and Defendant Zodax, L.P., hereby submit the following stipulation to dismiss the above-  
3 captioned action with prejudice:

4 IT IS HEREBY STIPULATED by and between the parties to this action that this action be  
5 dismissed in its entirety, with prejudice, with each party to bear its own costs and fees.

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7 DATED: October 22, 2010 Respectfully submitted,  
8 Hiaring + Smith, LLP

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10 By: /s/ Vijay K. Toke  
11 Anne Hiaring Hocking  
12 Vijay K. Toke  
13 Attorneys for Plaintiff  
14 GATE FIVE GROUP LLC dba ROOST

15 DATED: October 22, 2010 Sedgwick, Detert, Moran & Arnold LLP


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17 By: /s/ Matthew A. Fischer  
18 James J.S. Holmes  
19 Matthew A. Fischer  
20 Attorneys for Defendant  
21 COSTCO WHOLESALE CORPORATION and  
22 ZODAX, L.P.  
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**ORDER**

PURSUANT TO THE PARTIES' STIPULATION AND GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that the above-captioned action is hereby dismissed in its entirety, with prejudice, each party bearing its respective fees and costs.

DATED: November 7, 2010

  
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Honorable Claudia Wilken  
Judge of the United States District Court