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7 EHOSTAR TECHNOLOGIES L.L.C.;
EHOSTAR CORPORATION; and
8 DISH NETWORK L.L.C.

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18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 OAKLAND DIVISION

21 VIGILOS, LLC,

22 Plaintiff,

23 v.

24 EHOSTAR TECHNOLOGIES L.L.C., et al.,

25 Defendants.
26

Case No. 11-cv-04117-SBA

**STIPULATED MOTION FOR
DISMISSAL WITH PREJUDICE**

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28 STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE
CASE NO. 11-CV-04117-SBA

la-1198104

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The plaintiff Vigilos, LLC, and defendants Sling Media, Inc., Echostar Technologies L.L.C., EchoStar Corporation and DISH Network L.L.C., pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims in this action WITH PREJUDICE, subject to the terms of that certain agreement entitled "SETTLEMENT AND LICENSE AGREEMENT" and dated December 21, 2012, with each party to bear its own costs, expenses and attorneys' fees.

Dated: January 22, 2013

Respectfully Submitted,

MORRISON & FOERSTER LLP

By: /s/ Scott C. Moore
SCOTT C. MOORE

Attorneys for Defendants SLING MEDIA, INC.;
ECHOSTAR TECHNOLOGIES L.L.C.;
ECHOSTAR CORPORATION; and DISH
NETWORK L.L.C.

RUSS, AUGUST & KABAT

By: /s/ Benjamin T. Wang (with permission)
Attorneys for Plaintiff,
VIGILOS, LLC

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ORDER OF DISMISSAL WITH PREJUDICE

CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal With Prejudice of all claims and counterclaims asserted between plaintiff Vigilos, LLC, and defendants Sling Media, Inc., Echostar Technologies L.L.C., EchoStar Corporation and DISH Network L.L.C., in this case, and the Court being of the opinion that said motion should be GRANTED, it is hereby

ORDERED, ADJUDGED AND DECREED that all claims asserted in this suit between plaintiff Vigilos, LLC, and defendants Sling Media, Inc., Echostar Technologies L.L.C., EchoStar Corporation and DISH Network L.L.C., are hereby dismissed with prejudice, subject to the terms of that certain agreement entitled "SETTLEMENT AND LICENSE AGREEMENT" and dated December 21, 2012.

It is further ORDERED that all attorneys' fees and costs are to be borne by the party that incurred them.

Dated: 1/23/13


United States District Judge

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CERTIFICATE OF SERVICE

I hereby certify that the counsel of record who are deemed to have consented to electronic service are being served on January 22, 2013 with a copy of this document via the Court's CM/ECF system per Local Rule CV-5-6(a). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

Dated: January 22, 2013

By: /s/ Scott C. Moore
Scott C. Moore

ATTESTATION OF E-FILED SIGNATURE

I, Scott C. Moore, am the ECF User whose ID and password are being used to file this motion. In compliance with General Order 45, X.B., I hereby attest that Benjamin T. Wang has concurred in this filing.

Dated: January 22, 2013

By: /s/ Scott C. Moore
Scott C. Moore