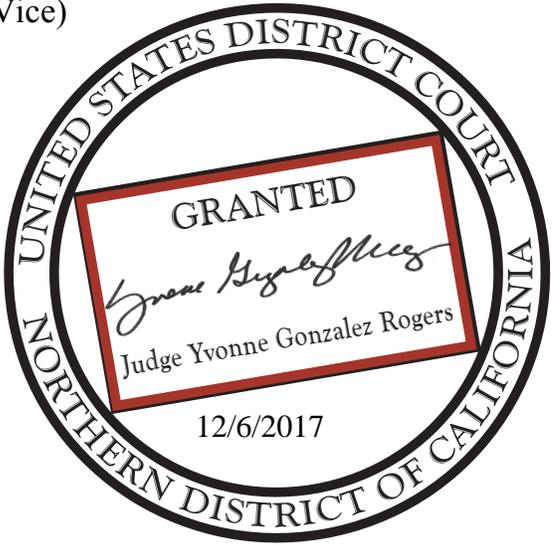


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

VENABLE LLP
Ralph A. Dengler (Admitted Pro Hac Vice)
RADengler@Venable.com
Andrew P. MacArthur (Admitted Pro Hac Vice)
APMacArthur@Venable.com
Rockefeller Center
1270 Avenue of the Americas
Twenty-Fourth Floor
New York, NY 10020
Telephone: (212) 503-0655
Facsimile: (212) 307-5598

Thomas E. Wallerstein (SBN 232086)
TWallerstein@Venable.com
Kimberly Culp (SBN 238839)
KCulp@Venable.com
William A. Hector (SBN 298490)
WAHector@Venable.com
101 California Street, Suite 3800
San Francisco, CA 94111
Telephone: (415) 653-3750
Facsimile: (415) 653-3755

Attorneys for plaintiff NOBELBIZ, INC.



**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

NOBELBIZ, INC.

Plaintiff,

v.

FIVE9, INC.

Defendant.

CASE NO. 13-cv-01846-YGR

**JOINT NOTICE OF SETTLEMENT
AND REQUEST FOR DISMISSAL**

First Action Filed: April 3, 2012
Action Transferred: April 18, 2013
Trial Date: November 5, 2018

1 **NOTICE TO THE COURT AND THE COURT CLERK:**

2 Plaintiff NobelBiz, Inc. and Defendant Five9, Inc. respectfully notify the Court (pursuant
3 to the Court's Standing Order in Civil Cases, ¶14) that a settlement of the above-captioned
4 matter has been reached and hereby request this action be dismissed with prejudice and closed,
5 with each party to bear its own attorneys' fees and costs.

6
7 Respectfully submitted,

8 Dated: December 4, 2017

VENABLE LLP

9
10 /s/ Ralph A. Dengler

Ralph A. Dengler

Andrew P. MacArthur

William A. Hector

Counsel for plaintiff NobelBiz, Inc.

11
12
13
14 RUYAK CHERIAN LLP

15 /s/ Robert M. Harkins

Robert M. Harkins

Counsel for defendant Five9, Inc.

16
17
18
19 **Attestation Regarding Signatures**

20 I, William A. Hector, attest that all signatories listed, and on whose behalf the filing is
21 submitted, concur in the filing's content and have authorized the filing.

22
23 Date: December 4, 2017

VENABLE LLP

24
25 By: /s/ William A. Hector

William A. Hector

26
27 Attorney for plaintiff NobelBiz, Inc.

VENABLE LLP
505 MONTGOMERY STREET, SUITE 1400
SAN FRANCISCO, CA 94111
415-653-3750

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on December 4, 2017, the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing to the attorneys of record in this case.

/s/ William A. Hector
William A. Hector