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SOUTHLAND INDUSTRIES
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16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION
 18

19 HVAC TECHNOLOGY LLC

20 Plaintiff and
 Counterclaim-
 21 Defendant,

22 vs.

23 SOUTHLAND INDUSTRIES

24 Defendant and
 Counterclaimant.
 25

CASE NO. 4:15-cv-02934-KAW

**STIPULATION AND [~~PROPOSED~~]
 ORDER OF VOLUNTARY
 DISMISSAL OF ALL CLAIMS AND
 COUNTERCLAIMS PURSUANT
 TO RULE 41(a)(1)(A)(ii)**

Complaint Filed: June 24, 2015

Counterclaim Filed: August 13, 2015

1 Plaintiff HVAC Technology LLC (“HVAC Tech.”) and Defendant Southland Industries
2 (“Southland”) by and through their undersigned counsel of record, HEREBY STIPULATE AND
3 AGREE as follows:

4 1. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the case against Southland
5 shall be, and hereby is, dismissed with prejudice and without costs or attorneys’ fees against any
6 party.

7 2. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the case against HVAC
8 Tech. shall be, and hereby is, dismissed with prejudice and without costs or attorneys’ fees
9 against any party.

10 The parties consent to Magistrate Judge Laurel Beeler retaining jurisdiction to enforce the
11 terms of the settlement agreement;

12 IT IS SO STIPULATED.

13
14 Dated: January 31, 2017

IMPERIUM PATENT WORKS LLP

15
16 By: /s/ Mark D. Marrello
17 Mark D. Marrello (SBN: 273569)
18 T. Lester Wallace (SBN: 159967)
Attorneys for Plaintiff
HVAC TECHNOLOGY LLC

19
20 Dated: January 31, 2017

GORDON & REES LLP

21
22 By: /s/ Robert P. Andris
23 Robert P. Andris (SBN: 130290)
24 Michael D. Kanach (SBN: 271215)
Attorneys for Defendant
SOUTHLAND INDUSTRIES, INC.

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FILER'S ATTESTATION

I, Robert P. Andris, am the ECF user whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER OF VOLUNTARY DISMISSAL OF ALL CLAIMS AND COUNTERCLAIMS PURSUANT TO RULE 41(a)(1)(A)(ii)**. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that counsel for the Plaintiff concurs in this filing.

By: /s/ Robert P. Andris
Robert P. Andris

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~~[PROPOSED]~~ ORDER

Pursuant to the stipulation of the parties, and good cause appearing therefor, **IT IS SO ORDERED.**

Dated: 2/2/17


United States District Court Magistrate Judge
HONORABLE KANDIS A. WESTMORE