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IXI MOBILE (R&D) LTD. et al.,

Plaintiffs,

v.

APPLE INC.,

Defendant.

CASE NO. 4:15-CV-03755-HSG

**JOINT STIPULATION OF DISMISSAL AND
 ORDER**

Judge: Hon. Haywood S. Gilliam, Jr.

1 Plaintiffs IXI Mobile (R&D) Ltd. and IXI IP, LLC (collectively “IXI” or “Plaintiffs”) and
2 Defendant Apple Inc. (hereinafter “Apple”) submit this Joint Stipulation of Dismissal.

- 3
- 4 1. WHEREAS: IXI has granted Apple certain covenants not to sue related to certain claims of
5 the Asserted Patents (U.S. Patent Nos. 7,016,648; 7,039,033; 7,295,532; and 7,426,398);
- 6 2. WHEREAS: The Parties agree to dismiss this action without prejudice; and
- 7 3. WHEREAS: Defendant has agreed that it will not use the aforementioned covenant not to sue
8 or this Stipulation and Order as a basis for any claim or defense against IXI’s enforcement of
9 the claims of U.S. Patent No. 7,039,033 that issued as a result of IXI’s reexamination or of
10 claims that may issue as a result of the previously completed or currently pending
11 reexaminations of U.S. Patent Nos. 7,039,033 or 7,295,532 brought by Apple, Samsung
12 Electronics Co., Ltd., and Samsung Electronics America, Inc.;
- 13

14 IT IS **ORDERED** that Civil Action NO. 4:15-CV-03755-HSG is hereby DISMISSED
15 WITHOUT PREJUDICE. IT IS FURTHER **ORDERED** that Defendant will not use the aforementioned
16 covenant not to sue or this Stipulation and Order as a basis for any claim or defense against IXI’s
17 enforcement of the claims of U.S. Patent No. 7,039,033 that issued as a result of IXI’s reexamination or
18 of claims that may issue as a result of the previously completed or currently pending reexaminations of
19 U.S. Patent Nos. 7,039,033 or 7,295,532 brought by Apple, Samsung Electronics Co., Ltd., and Samsung
20 Electronics America, Inc.

21
22 1/21/2020

23 Date



Hon. Haywood S. Gilliam, Jr.