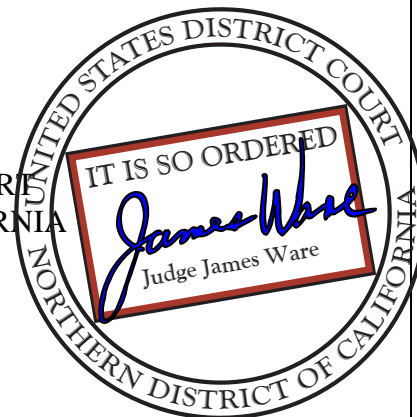


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION



BOSTON SCIENTIFIC CORPORATION
and TARGET THERAPEUTICS, INC.,

Plaintiffs,

vs.

CORDIS CORPORATION,

Defendant.

Case No. C 02 1474 JW

**STIPULATION OF DISMISSAL WITH
PREJUDICE BETWEEN BSC AND
CORDIS AND [PROPOSED] ORDER**

Pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and 41(c), the plaintiffs, Boston Scientific Corp. and Target Therapeutics, Inc., and defendant Cordis Neurovascular, Inc., hereby move for an order dismissing the above-entitled action, including all claims and counterclaims, in its entirety, with prejudice, with each party to bear its own costs, expenses and attorneys' fees. The parties respectfully request that the Court retain jurisdiction to enforce the terms of their settlement agreement under the authority of *Kokkonen v. Guardian Life Insurance Company of America*, 511 U.S. 375, 381-82 (1994). The parties waive all right to appeal from this Stipulation and dismissal.

IT IS SO STIPULATED.

Consent to the entry of the foregoing dismissal and attached [Proposed] Order is hereby acknowledged.

Pursuant to General Order 45, §X(B), counsel for Cordis attests under penalty of perjury that counsel for BSC concurs in the filing of this stipulation.

1 Dated: March 9, 2009

By: /s/

Matthew T. Powers (SBN 124493)
SIDLEY AUSTIN LLP
555 California Street, Suite 5000
San Francisco, CA 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400

Hugh A. Abrams (*Pro Hac Vice*)
Lisa A. Schneider (*Pro Hac Vice*)
Stephanie P. Koh (*Pro Hac Vice*)
SIDLEY AUSTIN LLP
1 S. Dearborn Street
Chicago, IL 60603
Telephone: (312) 853-7000
Facsimile: (312) 853-7036

Attorneys for Defendant
CORDIS NEUROVASCULAR, INC

14 Dated: March 9, 2009

By: /s/

Michael F. Kelleher
FOLGER LEVIN & KAHN LLP
Embarcadero Center West
275 Battery Street, 23rd Floor
San Francisco, CA 94111
Paul F. Ware Jr. (*Pro Hac Vice*)
J. Anthony Downs (*Pro Hac Vice*)
Roland H. Schwillinski (*Pro Hac Vice*)
Michael G. Strapp (*Pro Hac Vice*)
GOODWIN PROCTER LLP
Exchange Place
Boston, Massachusetts 02109-2881
Tel: (617) 570-1000
Fax: (617) 523-1231

Attorneys for Plaintiffs
BOSTON SCIENTIFIC CORP. and
TARGET THERAPEUTICS, INC.


~~Proposed~~ ORDER

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

Pursuant to stipulation, IT IS HEREBY ORDERED:

This case is dismissed with prejudice. Each party shall bear its own attorneys' fees and costs. The Clerk shall close this file.

Dated: March 11, 2009



Hon. James Ware
United States District Judge