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9 Attorneys for Defendant  
 MICROSOFT CORPORATION

10  
 11  
 12  
 13 IN THE UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN JOSE DIVISION

16 GOOGLE INC. and KAI-FU LEE,  
 17  
 Plaintiffs,  
 18  
 v.  
 19 MICROSOFT CORPORATION,  
 20  
 Defendant.

No. C 05-03095 (HRL)  
 STIPULATION TO DISMISS WITH  
 PREJUDICE  
 CLERK'S ACTION REQUIRED

21  
 22 **STIPULATION**

23 COME NOW plaintiffs, Google Inc. and Kai-Fu Lee, and defendant, Microsoft  
 24 Corporation, by and through their undersigned attorneys, and do hereby stipulate that any and  
 25 all claims asserted herein by plaintiffs Google Inc. and Kai-Fu Lee against defendant  
 26

STIPULATION TO DISMISS WITH  
 PREJUDICE - 1

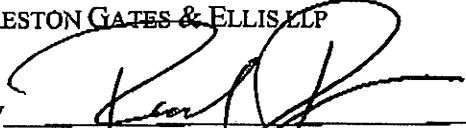
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1 Microsoft Corporation, and that any and all counter claims asserted herein by defendant  
2 Microsoft Corporation against plaintiffs Google Inc. and Kai-Fu Lee, are hereby dismissed  
3 with prejudice, each side to bear its own costs and attorneys fees.

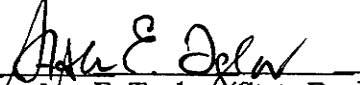
4 DATED this 21st day of December, 2005.

5 PRESTON GATES & ELLIS LLP

6   
7 By \_\_\_\_\_

8 Michael J. Bettinger (State Bar No. 122196)  
9 Rachel R. Davidson (State Bar No. 215517)  
10 Karl J. Quackenbush, (*Admitted Pro Hac Vice*)  
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14 TAYLOR & COMPANY LAW OFFICES, INC.

15 By   
16 \_\_\_\_\_

17 Stephen E. Taylor, (State Bar No. 58452)  
18 Stacey L. Wexler (State Bar No. 184466)  
19 Attorneys for Plaintiffs  
20 Google Inc. and Kai-Fu Lee  
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23  
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STIPULATION TO DISMISS WITH  
PREJUDICE - 2

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