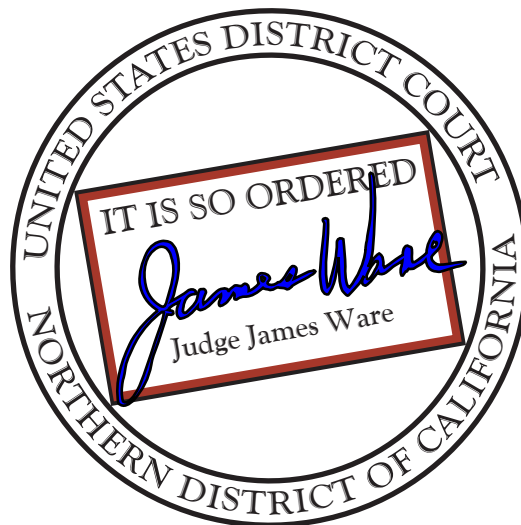


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 9

10 UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN JOSE DIVISION

12  
 13 ZOLTAR SATELLITE ALARM  
 SYSTEMS, INC., a Delaware corporation.

Case No. CV 06-00044 JW

14 Plaintiff,

**ORDER CLOSING CASE**

15 v.

16 MOTOROLA, INC., a Delaware  
 17 Corporation, et. al.,

18 Defendants.  
 19

20 (Former) plaintiff Zoltar Satellite Alarm Systems, Inc. (“Zoltar”) hereby submits this  
 21 Case Management Statement,<sup>1</sup> in response to the Court’s Order Setting Case Management  
 22 Conference, dated January 9, 2009. Zoltar is pleased to report that, at this point, all of the  
 23 defendants in this case, including Wherify Wireless, Inc. (“Wherify”) have been dismissed.  
 24

25  
 26 <sup>1</sup> This Case Management Statement is submitted unilaterally by Zoltar, rather than jointly with Wherify  
 27 Wireless Inc., because, as is described in more detail herein, Wherify was dismissed from this case in 2005.  
 28

1 Zoltar voluntarily dismissed its claims against Wherify without prejudice, by notice  
2 dated September 29, 2005, and apologizes for any confusion over whether Wherify remained  
3 as a party in this case. Wherify was dismissed while the portion of this case including  
4 Wherify was still pending in the Eastern District of Texas, before that case was transferred to  
5 this Court later in 2005. *See Zoltar Satellite Alarm Systems, Inc. v. LG Electronics Mobile*  
6 *Comm. Co., et al*, 402 F. Supp. 2d 731, 734, n.4 (E.D. Tex. 2005) (ordering transfer and  
7 noting “Zoltar voluntarily dismissed its claims against Wherify without prejudice”). A copy  
8 of the notice of dismissal is attached here to as Exhibit A.  
9


10 Thus, at this time, all claims and counterclaims with respect to all parties in this  
11 action have been dismissed, and, so far as Zoltar is concerned, this action has been concluded  
12 in its entirety.

13 In light of the foregoing, Zoltar submits that there is no need for a further Case  
14 Management Conference. Zoltar would be glad, however, to answer any questions the Court  
15 may have.  
16

17 **\*\*\* ORDER \*\*\***

18 In light of Zoltar's representation, the Court orders the Case Management Conference currently  
19 scheduled for February 9, 2009 VACATED and that this case be closed by the Clerk of Court.  
20

21 Dated: February 3, 2009

22   
23 \_\_\_\_\_  
24 JAMES WARE  
25 United States District Judge  
26  
27  
28