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15 Attorneys for Plaintiffs
 16 NETSCAPE COMMUNICATIONS
 17 CORPORATION and AMERICA ONLINE, INC.

18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

20 NETSCAPE COMMUNICATIONS
 21 CORPORATION, et al ,
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 23 Plaintiffs,
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 25 v.
 26 FEDERAL INSURANCE COMPANY, et al.,
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 28 Defendants.

CASE NO. C-06-00198 JW (PVT)

**STIPULATION RE: DISMISSAL OF
 ACTION AGAINST DEFENDANTS
 FEDERAL INSURANCE COMPANY
 AND EXECUTIVE RISK SPECIALTY
 INSURANCE COMPANY**

Judge: Hon. James Ware
 Dept.: Courtroom 8

Complaint filed December 12, 2005

1 Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiffs America Online, Inc. and
2 Netscape Communications Corporation (collectively, "Plaintiffs") and Defendants Federal
3 Insurance Company and Executive Risk Specialty Insurance Company, by and through their
4 respective undersigned counsel, are hereby agreed and stipulate as follows:

5 1. Plaintiffs' action against Defendant Federal Insurance Company shall be
6 dismissed with prejudice. The parties shall bear their own attorneys' fees and costs.

7 2. Plaintiffs' action against Defendant Executive Risk Specialty Insurance Company
8 shall be dismissed with prejudice. The parties shall bear their own attorneys' fees and costs.

9 3. Nothing herein shall effect Plaintiffs' action against any other defendants.

10 Dated: May 28, 2006

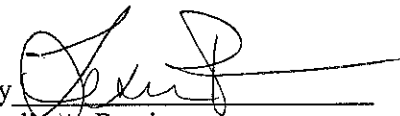
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By 

Leslie A. Pereira
Attorneys for Plaintiffs
Netscape Communications Corporation and
America Online, Inc.

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18 Dated: May 25, 2006

ROSS, DIXON & BELL
Terrence R. McInnis

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By 

Terrence R. McInnis
Attorneys for Defendants Federal Ins. Co.
and Executive Risk Specialty Ins. Co.

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