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10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT COURT OF CALIFORNIA**
 12 **SAN JOSE DIVISION**

Gordon & Rees LLP
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12	NETSCAPE COMMUNICATIONS CORPORATION, a Delaware corporation;)	CASE NO. 5:06-CV-00198 JW (PVT)
13	and)	ST. PAUL'S NOTICE OF VOLUNTARY DISMISSAL OF COUNTERCLAIM
14	AMERICAN ONLINE, INC., a Delaware corporation,)	
15	Plaintiffs,)	Complaint Filed: 12/12/05
16	vs.)	Action Removed: 1/11/06
17	FEDERAL INSURANCE COMPANY, an Indiana corporation; et al.,)	First Amended Complaint Filed: 2/24/06
18	Defendants.)	Judge: Honorable James Ware
19)	Courtroom: 8

20 ST. PAUL MERCURY INSURANCE COMPANY, a Minnesota corporation,

21 style="text-align: center;">Counter-Claimant,

22 style="text-align: center;">vs.

23 NETSCAPE COMMUNICATIONS CORPORATION, a Delaware corporation;

24 and

25 AMERICAN ONLINE, INC., a Delaware corporation,

26 style="text-align: center;">Counter-Defendants.

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1 NOTICE IS HEREBY GIVEN that pursuant to Federal Rules Civil Procedure
2 41(a)(1)(i) and (c), Counter-Claimant St. Paul Mercury Insurance Company ("St. Paul")
3 voluntarily dismisses without prejudice its First Amended Counterclaim against Counter-
4 Defendants Netscape Communications Corporation and American Online, Inc.

5 Dated: July 31, 2006

GORDON & REES LLP

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7 By: /s/ Sara M. Thorpe

8 SARA M. THORPE

9 Attorneys for Defendant and Counter-
10 Claimant ST. PAUL MERCURY INSURANCE
COMPANY

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