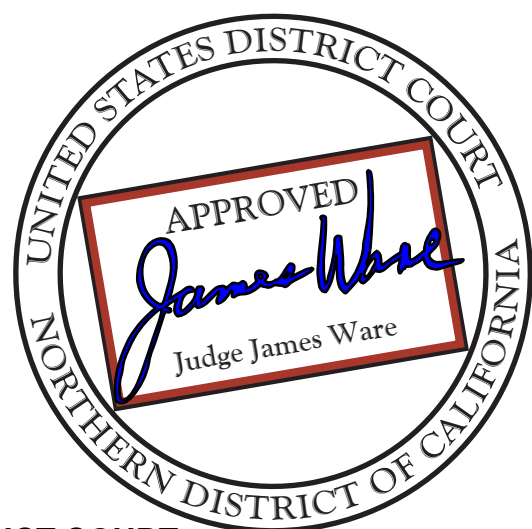


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8  
 9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT COURT OF CALIFORNIA**  
 11 **SAN JOSE DIVISION**

Gordon & Rees LLP  
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 275 Battery Street, Suite 2000  
 San Francisco, CA 94111

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

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

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

22 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

6  
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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