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7 **Attorney for Infobahn Softworld Inc.**

E-FILED - 2/5/08

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **INFOBAHN SOFTWORLD, INC., a**
11 **corporation.**

12 **Plaintiff,**

13 **v.**

14 **BCCUSA, INC., a corporation, and; DOES**
15 **1 through 20 inclusive,**

16 **Defendants.**

Case Action No. C07 00040 RMW

STIPULATION AND
ORDER DISMISSING THE ACTION
WITH PREJUDICE

17)
 18)
 19)
 20 **BCCUSA, INC., a corporation,**
 21 **Counterclaimant**

22 **v.**

23 **INFOBAHN SOFTWORLD, INC.,**
24 **a corporation.**

25 **Counterdefendant.**

1 **WHEREAS** Plaintiff INFOBAHN SOFTWORLD INC. and Defendant BCCUSA INC.
2 entered into a the written “Settlement and General Release” on or about September 1, 2007 (the
3 “Settlement Agreement”) to settle fully and finally any and all disputes between them, including
4 those arising out of the claims and defenses in this action.
5

6 **WHEREAS** the parties agreed to dismiss the above referenced action including all
7 claims and counterclaims by any party;
8

9 **WHEREAS** all monies agreed to in the Settlement Agreement have been paid as agreed
10 between parties.

11 The parties hereby stipulate as follows:

- 12
- 13 1. Case number C07 00040 RMW is dismissed with prejudice.
 - 14 2. That all obligations under the Settlement Agreement have been satisfied.

15 Dated: January 31, 2008

LAW OFFICE OF JAMES M. BARRETT

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18 S/ _____
19 JAMES M. BARRETT
20 Attorney for Plaintiff.

21 Dated January 31, 2008

HOGNA HOLMES & USOZ LLP

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23 S/ _____
24 LESLIE HOLMES
25 Attorney for Defendants
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ORDER

IT IS HEREBY ORDERED that the forgoing Stipulation is approved in its entirety and

That:

1. Case No. C-07 00040 RMW HRL is DISMISSED WITH PREJUDICE.

Dated: 2/5/08

Ronald M. Whyte
HONORABLE RONALD M. WHYTE