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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE

ECOMPARE CORPORATION,

Plaintiff,

v.

PRICELINE.COM INCORPORATED and
DOES 1 through 10, inclusive,

Defendants.

CASE NO. C07-00236 JW (HRL)

The Honorable James Ware

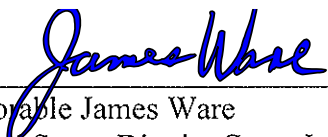
~~PROPOSED~~ ORDER RE: DISMISSAL
WITH PREJUDICE

Action Filed: January 12, 2007

Pursuant to the stipulation of the parties, by and through their respective attorneys of record:

IT IS HEREBY ORDERED that the above-captioned action is dismissed its entirety, with
prejudice. Each party is to bear its own costs and attorneys fees.
The Court terminates all pending deadlines, hearings and motions. The Clerk shall close this file.

Dated: ____ October 20, 2008 ____



Honorable James Ware
United States District Court Judge