

E-filed 7/17/08

1 COOLEY GODWARD KRONISH LLP
 2 MICHAEL G. RHODES (116127)
 3 4401 Eastgate Mall
 4 San Diego, California 92121
 Telephone: (858) 550-6017
 Facsimile: (858) 550-6420
 Email: rhodesmg@cooley.com

5 Attorneys for Defendant
 6 FACEBOOK, INC.

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

12 LINDSEY ABRAMS, individually and on
 13 behalf of a class of similarly situated
 individuals,

14 Plaintiff,

15 v.

16 FACEBOOK, INC., a Delaware corporation,

17 Defendant.

Case No. C 07-05378 PVT

**STIPULATED DISMISSAL WITH
 PREJUDICE OF PLAINTIFF'S
 APPLICATION FOR AWARD OF
 ATTORNEYS' FEES AND COSTS**

18
 19 **WHEREAS**, on January 23, 2008, the Court entered the parties' stipulated entry of
 20 judgment and dismissal with prejudice of this action;

21 **WHEREAS**, pursuant thereto, on May 8, 2008, plaintiff Lindsey Abrams ("plaintiff")
 22 subsequently filed an application for an award of attorneys' fees and costs and, after defendant
 23 Facebook, Inc.'s ("Facebook") *ex parte* application was granted on June 16, 2008, the Court set a
 24 hearing on plaintiff's fee application for September 19, 2008;

25 **WHEREAS**, counsel for the parties have since met and conferred and have reached a
 26 confidential resolution of plaintiff's fee petition and accordingly hereby notify the Court that:

27 **IT IS HEREBY STIPULATED** by and between the parties herein, through their respective
 28

1 counsel of record, subject to the express approval of the Court, as follows:

2 1. Plaintiff's application for attorneys' fees and costs, filed on May 8, 2008, is hereby
3 withdrawn by plaintiff with prejudice and the hearing scheduled for September 19, 2008 is taken
4 off calendar.

5 2. In exchange for the confidential payment for attorneys' fees which plaintiff
6 acknowledges has been received as of the date hereof, plaintiff, on behalf of herself and her
7 lawyers of record, hereby confirm that this action is now resolved in its entirety pursuant to this
8 Stipulation and Order and the Order of dismissal dated January 23, 2008 and that no further relief,
9 monetary or otherwise of any kind or nature, can or shall be sought in connection herewith, and
10 further expressly fully, completely and generally forever release Facebook and its agents,
11 employees, representatives, predecessors, successors, affiliates, parent and subsidiary entities,
12 assigns, shareholders, officers, directors, attorneys, insurers, heirs, executors and administrators,
13 from any and all claims or rights to attorneys' fees, costs or expenses of any kind or nature
14 incurred in connection with this action. The parties and their counsel agree to maintain as
15 confidential the amount of the attorneys' fees payment.

16 3. Having obtained the express permission and consent of their respective clients, the
17 undersigned counsel-of-record hereby consent to the terms and conditions set forth above by
18 signing below.

19
20 Dated: July ¹⁴/₆ 2008

21 Respectfully submitted,

22 COOLEY GODWARD KRONISH LLP
23 MICHAEL G. RHODES (116127)

24 

25 Michael G. Rhodes (116127)
26 Attorneys for Defendant
27 FACEBOOK, INC.
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: July 14 2008

KAMBEREDELSON, LLC
JAY EDLESON
MYLES MCGUIRE



Scott Kamber
Attorneys for Plaintiff
LINDSEY ABRAMS

IT IS SO ORDERED.

Dated: July 17, 2008



Judge, United States District Court
Jeremy Fogel

