

E-FILED: January 28, 2013

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13 Attorneys for Defendant Michael Callaghan

14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
 16 **SAN JOSE DIVISION**

17 **EVERFLOW TECHNOLOGY**
 18 **CORPORATION, incorporated under the**
 19 **laws of the Republic of China (Taiwan),**

20 Plaintiff,

21 v.

22 **MILLENIUM ELECTRONICS, INC., a**
 23 **California corporation; et al,**

24 Defendants.

25 **CASE NO. C07-05795 HRL**

26 **STIPULATION OF DISMISSAL OF**
 27 **DEFENDANT MICHAEL CALLAGHAN**
 28 **BY PLAINTIFF EVERFLOW**
TECHNOLOGY CORPORATION

AND RELATED CROSS ACTIONS.

IT IS HEREBY STIPULATED by and between Defendant Michael Callaghan ("Callaghan"), by his attorney of record, and Plaintiff EVERFLOW TECHNOLOGY CORPORATION ("Everflow"), by his attorney of record, that the Second Amended Complaint and the above-captioned action is dismissed with prejudice against Callaghan by Everflow

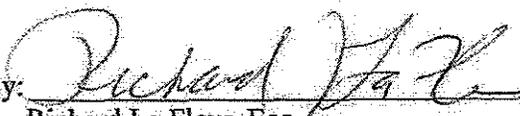
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STIPULATION OF DISMISSAL OF DEFENDANT MICHAEL CALLAGHAN BY PLAINTIFF
EVERFLOW TECHNOLOGY CORPORATION Case No. C07-05795 HRL

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pursuant to the terms of their Settlement Agreement and Mutual Release and FRCP 41(a)(2).

SO STIPULATED.

Dated: January 19, 2013

By: 
Richard La Fleur, Esq.
Attorney for Defendant
Michael Callaghan

Dated: January 22, 2013

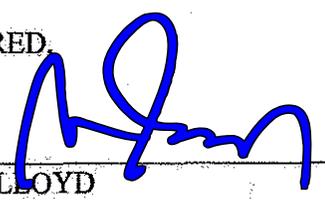
By: 
Mark Fang, Esq.
Attorney for Plaintiff
Everflow Technology Corporation

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 28, 2013



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

Calla004 - Everflow\Pleadings\Dismissal Stipulation and ~~Proposed~~ Order.doc