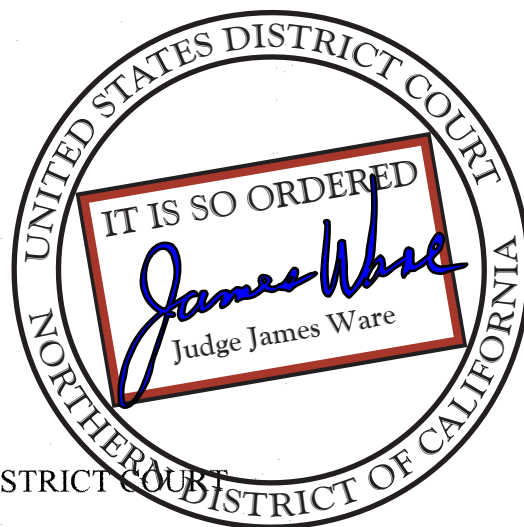


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10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 SAN JOSE DIVISION

13 SHOPPERS CORNER, INC., a California
 14 Corporation,

15 Plaintiff,

16 v.

17 HUSSMANN CORPORATION, a Missouri
 18 Corporation,

19 Defendant.

20 Case No. C 07-06437 JW

21 **STIPULATION OF DISMISSAL**

22 IT IS HEREBY STIPULATED by and between the parties to this action through their
 23 designated counsel that the above-captioned action be and hereby is dismissed with prejudice
 24 pursuant to Fed. R. Civ. P. 41(a)(1), each party to bear their own costs and fees, including
 25 attorneys' fees.

26 DATED: May 18, 2010

27 /s/ Steven F. Gruel
 28 STEVEN F. GRUEL
 Attorney for Shoppers Corner, Inc.

DATED: May 18, 2010

/s/ Peter M. Hart
 PETER M. HART
 Attorney for Hussmann Corporation