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8 Attorneys for Defendants  
 CHORDIANT SOFTWARE, INC.,  
 9 DEREK P. WITTE, and STEVEN R. SPRINGSTEEL

10 **[ADDITIONAL PARTY APPEARS ON**  
**SIGNATURE PAGE]**

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

FENWICK & WEST LLP  
 ATTORNEYS AT LAW  
 SAN FRANCISCO

NETBULA, LLC and DONGXIAO YUE,

Plaintiffs,

v.

CHORDIANT SOFTWARE, INC., a  
 Delaware corporation; DEREK P. WITTE,  
 an individual; and STEVEN R.  
 SPRINGSTEEL, an individual,

Defendant.

Case No. C-08-00019-JW (HRL)

**STIPULATION AND [PROPOSED]**  
**ORDER GRANTING DISMISSAL OF**  
**DEFENDANT STEVEN SPRINGSTEEL**

1 Plaintiffs Dongxiao Yue and Netbula, LLC (“Plaintiffs”) and Defendants Chordiant  
2 Software, Inc. (“Chordiant”), Steven Springsteel, and Derek Witte (“Defendants”), hereby  
3 stipulate and agree as follows, pursuant to Federal Rule of Civil Procedure 41:

4 (1) Plaintiffs’ claims against Steven Springsteel, only, in this action shall be dismissed  
5 with prejudice, all parties to bear their own fees and costs with respect to such claims;  
6

7 (2) All claims by Plaintiffs against Chordiant or Derek Witte, and any rights of  
8 Plaintiffs or Chordiant or Derek Witte for attorneys’ fees or costs related to such claims,  
9 are expressly preserved and not affected by this stipulation.

10 Respectfully,

11 Dated: November 4, 2009

FENWICK & WEST LLP

12 By: /s/ Jedediah Wakefield

Jedediah Wakefield

13  
14 Attorneys for Defendants CHORDIANT  
15 SOFTWARE, INC., STEVEN R. SPRINGSTEEL  
and DEREK P. WITTE

16 By: /s/ Antonio L. Cortés

Antonio L. Cortés

17 Dated: November 4, 2009

18 Attorney for Plaintiffs NETBULA, LLC and  
19 DONGXIAO YUE

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21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22  
23 Dated: November 9, 2009

24   
The Honorable James Ware  
United States District Court Judge

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**ATTORNEY ATTESTATION**

Pursuant to General Order 45, I hereby attest that that concurrence in the filing of this document has been obtained from the signatory indicated by a ‘conformed’ signature (/S/) within this e-filed document.

\_\_\_\_\_  
/S/ Jedediah Wakefield  
Jedediah Wakefield

FENWICK & WEST LLP  
ATTORNEYS AT LAW  
SAN FRANCISCO