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 TECHNOLOGY PROPERTIES
 LIMITED, MCM PORTFOLIO LLC,
 and ALLIACENSE LIMITED

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

ASUSTEK COMPUTER, INC. and ASUS
 COMPUTER INTERNATIONAL,

Plaintiffs,

v.

TECHNOLOGY PROPERTIES
 LIMITED, PATRIOT SCIENTIFIC
 CORPORATION and ALLIACENSE
 LIMITED,

Defendants.

Case No. C 08 00884 JF
 (related to C 08 00877 JF and C 08 00882)

**STIPULATION FOR DISMISSAL
 PURSUANT TO FED. R. CIV. P. 41(A)(2)
 AND [PROPOSED] ORDER THEREON**

1 WHEREAS all matters in controversy between plaintiffs ASUSTeK Computer, Inc. and
2 Asus Computer International (collectively, "Plaintiffs") and defendants Technology Properties
3 Limited, Patriot Scientific Corporation, MCM Portfolio, LLC, and Alliacense Limited
4 (collectively, "Defendants") have been settled;

5 WHEREFORE, Plaintiffs and Defendants hereby stipulate, and respectfully request that
6 the Court order, as follows:

7 (1) All claims asserted by Plaintiffs and all counterclaims asserted by Defendants in this
8 action shall be dismissed without prejudice pursuant to Fed. R. Civ. P. 41(a)(2);

9 (2) Fed. R. Civ. P. 41(a)(1)(B) does not apply to the dismissal of this action nor to the
10 dismissal of the pending and related actions in the Eastern District of Texas (case nos. 2:08-cv-
11 174, 175, 177, and 227); and

12 (3) All attorneys' fees and costs shall be borne by the party that incurred them.

13 **IT IS SO STIPULATED.**

14
15 Dated: February 9, 2009

WHITE & CASE LLP

16 By: /s/

Mark R. Weinstein

17 Attorneys for Plaintiffs

18
19 Dated: February 9, 2009

NIXON PEABODY LLP

20 By: /s/

Ronald F. Lopez

21 Attorneys for TECHNOLOGY PROPERTIES
22 LIMITED, MCM PORTFOLIO LLC, and
23 ALLIACENSE LIMITED

24 Dated: February 9, 2009

Kirby Noonan Lance & Hoge


25 By: /s/

Charles H. Hoge

26 Attorneys for PATRIOT SCIENTIFIC
27 CORPORATION

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED.

Date: 2/23/09



The Honorable Jeremy Fogel
United States District Judge

ATTESTATION UNDER GENERAL ORDER 45

I, Sushila Chanana, am the ECF User whose ID and password is being used to file this **STIPULATION FOR DISMISSAL PURSUANT TO FED. R. CIV. P. 41(A)(2) AND [PROPOSED] ORDER THEREON**. In compliance with General Order 45, X.B., I hereby attest that Mark Weinstein and Charges Hoge have concurred in this filing and that I will keep their electronic signature on file