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11 *Attorneys for Defendant and Counterclaim-Plaintiff STEC, Inc.*

12 **UNITED STATES DISTRICT COURT**
 13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN JOSE DIVISION**

CASE NO. 5:08-CV-01950 JW (HRL)

15 SEAGATE TECHNOLOGY LLC, a Delaware
 limited liability company; SEAGATE
 16 TECHNOLOGY INTERNATIONAL, a
 Cayman Islands company; SEAGATE
 17 SINGAPORE INTERNATIONAL
 HEADQUARTERS PTE. LTD., a Singapore
 18 corporation; and MAXTOR CORPORATION,
 a Delaware corporation,

**STIPULATION OF DISMISSAL WITH
 PREJUDICE OF ENTIRE ACTION AND
 [PROPOSED] ORDER**

19 Plaintiffs and Counterclaim-
 20 Defendants,

21 vs.

22 STEC, INC., a California Corporation,
 23 Defendant and Counterclaim-
 Plaintiff.

24 AND RELATED COUNTERCLAIMS
 25

1 Plaintiff and Counterclaim-Defendants Seagate Technology LLC, Seagate Technology
2 International, Seagate Singapore International Headquarters Pte. Ltd., and Maxtor Corp.
3 (collectively “Seagate”), and Defendant and Counterclaim-Plaintiff STEC, Inc. (“STEC”) hereby
4 stipulate through their respective counsel of record as follows:
5

6 WHEREAS, on April 14, 2008, Seagate filed its Complaint For Patent Infringement
7 (Demand For Jury Trial) against STEC that, as amended, alleges infringement of U.S. Patent Nos.
8 7,042,664; 5,261,058; 6,336,174; 6,849,480; and 6,404,647 (collectively, the “Patents-In-Suit”); and

9 WHEREAS, on May 15, 2008, STEC filed its Answer To First Amended Complaint For
10 Patent Infringement And Counterclaims that, as amended, denies Seagate’s infringement allegations
11 and asserts counterclaims for non-infringement, invalidity, and unenforceability of the Patents-In-
12 Suit; and

13
14 WHEREAS, on June 25, 2008, Seagate filed its Answer Of Counterclaim Defendants
15 Seagate Technology LLC, Seagate Technology International, Seagate Singapore International
16 Headquarters Pte. Ltd., And Maxtor Corporation To First Amended Counterclaims Of STEC, Inc.
17 denying STEC’s counterclaims;

18 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between
19 Seagate and STEC that the entire action, including all claims and counterclaims, shall be dismissed
20 *with prejudice* pursuant to Federal Rule of Civil Procedure 41. Each party shall bear its own costs
21 and fees.
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23 **IT IS SO STIPULATED.**
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Dated: February 18, 2009

COVINGTON & BURLING LLP

By: /s/ Robert T. Haslam
Robert T. Haslam

Attorneys for Plaintiffs and Counterclaim-Defendants Seagate Technology LLC, Seagate Technology International, Seagate Singapore International Headquarters Pte. Ltd., and Maxtor Corp.

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By: /s/ Mark D. Selwyn
Mark D. Selwyn

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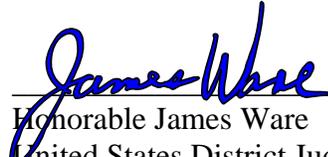
1 ~~PROPOSED~~ ORDER

2 Pursuant to Federal Rule of Civil Procedure 41 and the stipulation of the parties of record in
3 this action, it is hereby ORDERED that the entire action (including all claims and counterclaims) is
4 dismissed *with prejudice*. Each party shall bear its own costs and fees.
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6 **PURSUANT TO STIPULATION IT IS SO ORDERED.**

7 Docket Items No. 107 and 108 are found as MOOT. The Court terminates any remaining pending deadlines, hearings and motions. The Clerk shall close this file.

8 Dated: March 4, 2009



Honorable James Ware
United States District Judge