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 LUXE INTERNATIONAL INC., LUSSORI, INC.
 10 and VIALUXE INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION
 14

15 LUXE INTERNATIONAL INC., a Delaware
 corporation; LUSSORI, INC., a Delaware
 16 corporation; and VIALUXE INC., a Delaware
 corporation,

17 Plaintiffs,

18 v.

19 JOHN MADSEN, an individual, and Does 1
 20 through 10,

21 Defendants.
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CASE NO. 08-CV-02241 JF

STIPULATION TO DISMISS COMPLAINT
 AND COUNTERCLAIMS

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Plaintiffs Luxe International Inc., Lussori, Inc. and Vialuxe Inc. hereby request
that the Court dismiss their Complaint.

Defendant John Madsen hereby requests that the Court dismiss his Counterclaims.

Dated: September 24, 2008

LATHAM & WATKINS LLP

By: Jennifer L. Barry
Jennifer L. Barry
Attorneys for Plaintiffs
LUXE INTERNATIONAL INC.,
LUSSORI, INC. and VIALUXE INC.

Dated: September 23, 2008

John A. Madsen
John Madsen
3223 Donner Way, #2B
Sacramento, CA 95817
(916) 627-8299
Johnmadsen37@hotmail.com

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on September 24, 2008, I electronically transmitted the attached
3 document to the Clerk's Office using the CM/ECF System.

4 I further certify that on this same date, I caused to be sent via email the attached
5 document to the Chambers of the Honorable Jeremy Fogel, at the following address:

6 JFpo@cand.uscourts.gov

7 I further certify that on September 25, 2008, I will cause to be sent via regular mail the
8 attached document to:

9 John Madsen
3223 Donner Way, #2B
10 Sacramento, CA 95817

11 I declare under penalty of perjury under the laws of the United States that the foregoing
is true and correct. Executed on September 24, 2008.

12 /s/ Jennifer L. Barry
13 Jennifer L. Barry

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EXHIBIT A

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

LUXE INTERNATIONAL INC., a Delaware corporation; LUSSORI, INC., a Delaware corporation; and VIALUXE INC., a Delaware corporation,

Plaintiffs,

v.

JOHN MADSEN, an individual, and Does 1 through 10,

Defendants.

CASE NO. 08-CV-02241 JF

ORDER DISMISSING COMPLAINT AND COUNTERCLAIMS

IT IS HEREBY ORDERED, pursuant to the parties' stipulation filed on September 24, 2008, that Plaintiffs' Complaint and Defendant's Counterclaims are DISMISSED.

IT IS SO ORDERED.

Dated: 9/26/08



U.S. DISTRICT COURT JUDGE