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E-FILED - 12/21/09

12 Attorneys for Defendant and Counter-Plaintiff
 13 PIERRE FABRE DERMATOLOGIE

14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

17 STIEFEL LABORATORIES, INC.,
 18 a Delaware corporation,

CASE NO. 5:08-cv-04764-RMW

19 Plaintiff,

**STIPULATION FOR DISMISSAL WITH
 PREJUDICE AND ORDER**

v.

20 PIERRE FABRE DERMATOLOGIE,

21 Defendants.

22 PIERRE FABRE DERMATOLOGIE,
 23 a French corporation,

24 Counterclaim/Plaintiff,

25 v.

26 STIEFEL LABORATORIES, INC.,

27 Counterclaim/Defendants.

28

1 IT IS HEREBY STIPULATED by and between the parties to this action through
2 Plaintiff/Counter-Defendant Stiefel Laboratories, Inc. ("Stiefel") and Defendant/Counter-
3 Plaintiff Pierre Fabre Dermatologie ("Pierre Fabre"), by and through their respective counsel,
4 that

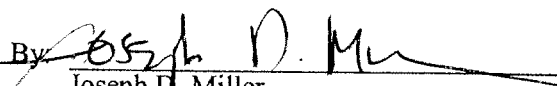
5 1. The instant action, including all counterclaims, shall be dismissed in its entirety
6 with prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(2);

7 2. Each party bears its own costs and attorneys' fees incurred in this action.

8 IT IS SO STIPULATED.

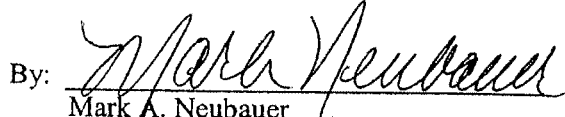
9
10 DATED: December 7, 2009

EPSTEIN BECKER & GREEN, P.C.

11
12 By: 
13 Joseph D. Miller
14 Leslie J. Mann
15 Attorneys for Plaintiff and Counter-Defendant
16 Stiefel Laboratories, Inc.

17
18 DATED: December 7, 2009

STEPTOE & JOHNSON LLP

19
20 By: 
21 Mark A. Neubauer
22 Dylan Ruga
23 Attorneys for Defendant
24 PIERRE FABRE DERMATOLOGIE

25 IT IS SO ORDERED.

26 DATED: 12/21/09


27 UNITED STATES DISTRICT COURT JUDGE
28