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8 Attorneys for Plaintiffs SONY COMPUTER
9 ENTERTAINMENT AMERICA INC. and
10 SONY ELECTRONICS INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

11 SONY COMPUTER ENTERTAINMENT
12 AMERICA INC., SONY ELECTRONICS
13 INC., TOSHIBA AMERICA
14 INFORMATION SYSTEMS, INC,
15 HEWLETT-PACKARD COMPANY, AND
16 LENOVO (UNITED STATES) INC.

17 Plaintiffs,

18 vs.

19 WI-LAN, INC.,

20 Defendant.

CASE NO. 5:08-CV-05742 JW

Related To:

Case No. 5:08-CV-04555 JW

Case No. 5:08-CV-05543 JW

Case No. 5:08-CV-05544 JW

Case No. 5:08-CV-05624 JW

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE OF SONY
COMPUTER ENTERTAINMENT
AMERICA INC. AND SONY
ELECTRONICS INC.'S COMPLAINT
FOR DECLARATORY JUDGMENT**

The Honorable James Ware

1 Plaintiffs Sony Computer Entertainment America Inc. ("SCEA") and Sony Electronics Inc.
2 (SEL), by and through their undersigned counsel, hereby give notice pursuant to Fed. R. Civ. P.
3 41(a)(1) as follows:

4 WHEREAS, on December 23, 2008, Plaintiffs filed a Complaint for Declaratory Judgment
5 Relief, alleging, *inter alia*, non-infringement, invalidity and unenforceability of U.S. Patent No.
6 6,549,759 (the '759 patent);

7 WHEREAS, Defendant Wi-LAN Inc. has not answered or moved for summary judgment;
8 and

9 WHEREAS, Plaintiffs are willing to voluntarily dismiss without prejudice their Complaint
10 for Declaratory Judgment as to the '759 patent;

11 PLAINTIFFS HEREBY GIVE NOTICE of their voluntary dismissal without prejudice of
12 their Complaint for Declaratory Judgment seeking a declaration of non-infringement, invalidity
13 and unenforceability of the '759 patent.

14 DATED: August 14, 2009

*with permission
A. Bramhall
253115*
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Attorneys for Plaintiffs SONY COMPUTER
ENTERTAINMENT AMERICA INC. and
SONY ELECTRONICS INC.

22 PURSUANT TO NOTICE, IT IS SO ORDERED.

25 Date: August 17, 2009

James Ware
Honorable James Ware
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that on this 14th day of August, 2009, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document through the Court's CM/ECF system. Any other counsel of record will be served by first class mail and/or electronic mail.

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A. Bramhall
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DATED: August 14, 2009

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