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7 Attorneys for Plaintiff
 FACEBOOK, INC.

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

12 FACEBOOK, INC.,

13 Plaintiff,

14 v.

15 POWER VENTURES, INC. a Cayman Island
 16 Corporation; STEVE VACHANI, an
 individual; DOE 1, d/b/a POWER.COM,
 17 DOES 2-25, inclusive,

18 Defendants.

Case No. 5:08-cv-05780 JW (HRL)

**STIPULATION OF DISMISSAL
 PURSUANT TO FED. R. CIV. P.
 41(A)(1)**

Judge: Hon. James Ware
 Courtroom: 8, 4th Floor

1 Plaintiff Facebook, Inc. and defendants Power Ventures, Inc.; Steve Vachani; and
2 POWER.COM hereby stipulate, pursuant to Rule 41(a)(1) of the Federal Rules of Civil
3 Procedure, to the dismissal with prejudice of the following claims for relief :

- 4 1. **Fourth Claim for Relief:** Copyright Infringement, 17 U.S.C. § 101, *et seq.*
- 5 2. **Fifth Claim for Relief:** Violation of the Digital Millennium Copyright Act
6 (“DMCA”), 17 U.S.C. §1201 *et. seq.*
- 7 3. **Sixth Claim for Relief:** Trademark Infringement, 15 U.S.C. §§ 1114 and 1125(a)
- 8 4. **Seventh Claim for Relief:** Trademark Infringement Under California Law
- 9 5. **Eighth Claim for Relief:** Unlawful, Unfair and Fraudulent Competition Under
10 California Business & Professions Code § 17200, *et seq.*

11 All parties shall bear their own fees and costs. This stipulation shall have no effect on any
12 other claim in the case.

13
14 Dated: February 17, 2011

ORRICK, HERRINGTON & SUTCLIFFE LLP

15
16 */s/ I. Neel Chatterjee*

I. NEEL CHATTERJEE

Attorneys for Plaintiff

FACEBOOK, INC.

17
18
19 Dated: February 17, 2011

BURSOR & FISHER, P.A.

20
21 */s/ Scott A. Bursor*

SCOTT A. BURSOR

Attorneys for Defendants

POWER VENTURES, INC.; STEVE VACHANI;

and POWER.COM

22
23
24 **Filer’s Attestation:** Pursuant to General Order No. 45, §X(B), I attest under penalty of
25 perjury that concurrence in the filing of the document has been obtained from its signatory.

26 Dated: February 17, 2011

Respectfully submitted,

27 */s/ I. Neel Chatterjee*

I. NEEL CHATTERJEE

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PURSUANT TO STIPULATION, IT IS SO ORDERED:

DATED: February 18, 2011



JAMES WARE
Chief United States District Judge