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 11 and PAUL BADAWI

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

15 MICHAEL B. ESHELMAN, D.D.S.; PETER F.)
 SILCHER, D.D.S.; and LORI I. SILCHER,)

16 Plaintiffs,)

17 v.)

18 ORTHOCLEAR HOLDINGS, INC., a British)
 Virgin Islands Company; ORTHOCLEAR,)
 19 INC., a Delaware Corporation; MUHAMMAD)
 ZIAULLAH CHISHTI, an individual;)
 20 HUAFENG "CHARLES" WEN, an individual;)
 PETER RIEPENHAUSEN, an individual;)
 21 ARTHUR T. TAYLOR, an individual; SAIYED)
 ATIQ RAZA, an individual; CHRISTOPHER)
 22 KAWAJA, an individual; PATRICIA HUMELL)
 SEIFERT, an individual; JOSEPH BREELAND,)
 23 an individual; MUDASSAR RATHORE, an)
 individual; PAUL BADAWI, an individual;)
 24 3i Technology Partners III, LP; and DOES 1)
 through 25, inclusive,)

25 Defendants.)
 26)
 27)
 28)

No. C 07-01429 JSW

**[PROPOSED] ORDER GRANTING
 DEFENDANTS 3i TECHNOLOGY
 PARTNERS III, LP AND PAUL
 BADAWI'S MOTION TO DISMISS
 PLAINTIFFS' THIRD AMENDED
 CLASS ACTION COMPLAINT**

Date: May 16, 2008
 Time: 9:00 a.m.
 Courtroom: 2, 17th Floor
 Judge: Hon. Jeffrey S. White

Complaint Filed: March 12, 2007
 Trial Date:

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Defendants 3i Technology Partners III, LP (“3i”) and Paul Badawi, having moved to dismiss plaintiffs’ Third Amended Complaint, and the Court having considered the submissions of the parties and the arguments of counsel, and for good cause shown,

IT IS ORDERED, ADJUDGED and DECREED that defendants 3i and Paul Badawi’s Motion to Dismiss the Third Amended Class Action Complaint is hereby GRANTED with prejudice.

DATED: _____

JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

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