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Plaintiff APPLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ELAN MICROELECTRONICS
CORPORATION,

Plaintiff and Counterclaim
Defendant,

v.

APPLE INC.,

Defendant and Counterclaim
Plaintiff.

Case No. C-09-01531 RS (PSG)

[PROPOSED] ORDER

Honorable Richard Seeborg

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On this day, Plaintiff ELAN MICROELECTRONICS CORP. (“Elan”) and Defendant APPLE INC. (“Apple”), announced to the Court that they have settled their respective claims for relief asserted in this case. The Court, having considered this request, is of the opinion that their request for dismissal should be granted.

IT IS THEREFORE ORDERED that all claims for relief asserted against Apple by Elan herein are dismissed, with prejudice, and all counterclaims for relief against Elan by Apple are dismissed with prejudice; and

IT IS FURTHER ORDERED that all attorneys’ fees, costs of court and expenses shall be borne by each party incurring the same.

Signed this _____ day of January 2012.

HON. RICHARD SEEBORG
UNITED STATES MAGISTRATE JUDGE