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16 **IN THE UNITED STATES DISTRICT COURT**
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 18 **SAN JOSE DIVISION**

19 YIELDBOOST TECHNOLOGIES, INC.,
 20 a California corporation,

21 Plaintiff,

22 v.

23 PHOTON DYNAMICS, INC.,
 a California corporation, and ORBOTECH,
 INC., a Delaware corporation,

24 Defendants.

) Civil Action No.: 5:09-cv-03828-RS

) **~~PROPOSED~~ ORDER GRANTING**
) **REQUEST TO EXTEND 30-DAY**
) **CONDITIONAL DISMISSAL**
) **[F.R.C.P. 41(a)]**

) Honorable Richard Seeborg

PROPOSED ORDER

In consideration of the parties' request to extend the previously-entered, voluntary 30-day Conditional Dismissal with prejudice of the above-titled action, under Federal Rule of Civil Procedure 41(a),

IT IS HEREBY ORDERED THAT all scheduled dates remain VACATED and this action and all claims asserted herein DISMISSED with prejudice, unless reinstated by any party within thirty (30) days from the date of this Order. Plaintiff or Defendants may restore this matter to the Court's active docket in the event that the parties fail to fully execute a written settlement agreement within 30 days from the date of this Order.

IT IS SO ORDERED.

Date: 5/19/10



THE HONORABLE RICHARD SEEBORG
United States District Court Judge