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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

14 FITNESS ANYWHERE, INC.,

15 Plaintiff,

17 vs.

18 STANLEY YAN, *et al.*

19 Defendants.

Case No.: CV 09-04815 RS

STIPULATION AND
~~PROPOSED~~ ORDER OF DISMISSAL
 OF DEFENDANT PAUL FU

Hon. Richard Seeborg

1 WHEREAS Plaintiff Fitness Anywhere, Inc., and Defendant Paul Fu individually and doing
2 business as BullKicker, have executed a settlement agreement resolving all claims in this action, and
3 are currently performing the terms and conditions thereof;

4 NOW THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiff Fitness
5 Anywhere, Inc., and Defendant Paul Fu, individually and doing business as BullKicker, by and
6 through their respective undersigned counsel of record, subject to the Court's approval and order
7 thereon, that:

- 8 1. Each of the undersigned parties' claims against the other are dismissed with prejudice;
9 and,
10 2. Each undersigned party shall bear its own costs and attorneys' fees.

11 IT IS SO STIPULATED.

12 Respectfully submitted,

13 For Plaintiff FITNESS ANYWHERE, INC.

For Defendant PAUL FU

14 /S/ Omid Mantashi

/S/ James Cai

[by Omid Mantashi with written permission
of counsel James Cai]

16 Omid A. Mantashi
17 ATTORNEY AT LAW

James Cai
SCHEIN & CAI LLP

18 January 10, 2012

January 10, 2012

19 Date

Date

21 IT IS SO ORDERED.

23 Dated: January 10, 2012, ~~2011~~, by:



25 Hon. Richard Seeborg
26 United States District Court Judge
27 Northern District of California
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