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8 Attorney for Plaintiff

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

12 FITNESS ANYWHERE, INC.,

13 Plaintiff,

14 vs.

15 STANLEY YAN, *et al.*

16 Defendants.

17 Case No.: CV 09-04815 RS

18 STIPULATION AND  
 19 [~~PROPOSED~~] ORDER OF DISMISSAL  
 20 OF DEFENDANT GREAT SPORTS, INC.

21 Hon. Richard Seeborg

1 WHEREAS Plaintiff Fitness Anywhere, Inc., and Defendant Great Sports, Inc., an Illinois  
2 corporation, and Great Sports, Inc., an Illinois corporation doing business as Saferwholesale.com,  
3 have executed a settlement agreement resolving all claims in this action, and have since fulfilled the  
4 terms and conditions thereof;

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

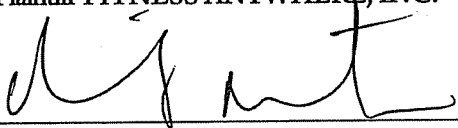
- 9 1. Each of the undersigned parties' claims against the other are dismissed with prejudice;  
10 and,  
11 2. Each undersigned party shall bear its own costs and attorneys' fees.


12 IT IS SO STIPULATED.

13 Respectfully submitted,

14 For Plaintiff FITNESS ANYWHERE, INC.

For Defendant GREAT SPORTS, INC.

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16 \_\_\_\_\_  
17 Omid A. Mantashi  
18 ATTORNEY AT LAW

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21 Bruce Piontkowski  
22 Jonathan McMahon  
23 TINGLEY PIONTKOWSKI LLP

24  
25  
26  
27  
28  
Date

1/7/2011

Date

1/7/2011

IT IS SO ORDERED.

Dated: January 10, 2011, by:



Hon. Richard Seeborg  
United States District Court  
Northern District of California