

1 MICHAEL R. MATTHIAS, Bar No. 57728  
2 BAKER & HOSTETLER LLP  
3 12100 Wilshire Blvd., 15<sup>th</sup> Floor  
4 Los Angeles, CA 90025-7120  
5 Telephone: 310.820.8800  
6 Facsimile: 310.820.8859  
7 Email: mmatthias@bakerlaw.com

8 Attorneys for Plaintiffs and Counter-Defendants  
9 ANGIOLOGIX INC. and EVERIST GENOMICS, INC.  
10 and Counter-Defendants WILLIAM WORZEL, STEVE EVERIST,  
11 TOM EVERIST, PRASAD SUNKARA, ALEX CHARLTON, and  
12 NORTHSTAR CAPITAL ADVISORS GROUP, LLC

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

15 ANGIOLOGIX INC., a Delaware corporation,

16 Case No. CV 11-00434 LHK

17 Plaintiff,

18 Honorable Lucy H. Koh

19 v.

20 **STIPULATION FOR DISMISSAL**

21 MARIA A. MERCHANT, ET AL.

22 Defendants.

23 **AND RELATED COUNTER ACTION**

24 EVERIST GENOMICS, INC., a Michigan  
25 corporation,

26 Case No. CV 11-00437 LHK

27 Plaintiff,

28 v.

29 MARIA A. MERCHANT, ET AL.

30 Defendants.

31 **AND RELATED COUNTER ACTION**

1 IT IS HEREBY STIPULATED by and between the Plaintiffs and Counter-Defendants  
2 ANGIOLOGIX INC. and EVERIST GENOMICS, INC. and Counter-Defendants WILLIAM  
3 WORZEL, STEVE EVERIST, TOM EVERIST, PRASAD SUNKARA, ALEX CHARLTON,  
4 and NORTHSTAR CAPITAL ADVISORS GROUP, and Defendants and Counter-Claimants  
5 MARIA A. MERCHANT and ALEXANDR S. PARFENOV and Defendant ANGIOSCAN LTD.  
6 through their designated attorneys of record, that the above-captioned actions be and hereby are  
7 dismissed with prejudice pursuant to FRCP 41(a)(1), with all parties to bear their own costs and  
8 attorneys' fees.

9 Dated: October 18, 2011

BAKER & HOSTETLER LLP  
MICHAEL R. MATTHIAS

10  
11 s/Michael R. Matthias  
12 Michael R. Matthias  
13 Attorneys for Plaintiffs and Counter-Defendants  
14 ANGIOLOGIX INC. and EVERIST GENOMICS, INC.  
15 and Counter-Defendants WILLIAM WORZEL, STEVE  
16 EVERIST, TOM EVERIST, PRASAD SUNKARA,  
17 ALEX CHARLTON, and NORTHSTAR CAPITAL  
18 ADVISORS GROUP, LLC

19 Dated: October 18, 2011

20 MCPHARLIN SPRINKLES  
21 & THOMAS LLP

22 s/Thomas R. Hogan  
23 Thomas R. Hogan  
24 Attorneys for Defendants and Counter-Claimants  
25 MARIA A. MERCHANT and ALEXANDR S.  
26 PARFENOV, and DEFENDANT ANGIOSCAN LTD.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

ANGIOLOGIX INC., a Delaware corporation,  
Plaintiff,  
v.  
MARIA A. MERCHANT, ET AL.  
Defendants.

Case No. CV 11-00434 LHK  
Honorable Lucy H. Koh

**[PROPOSED] ORDER ON  
STIPULATION FOR DISMISSAL**

AND RELATED COUNTER ACTION  
EVERIST GENOMICS, INC., a Michigan  
corporation,  
Plaintiff,  
v.  
MARIA A. MERCHANT, ET AL.  
Defendants.

Case No. CV 11-00437 LHK

AND RELATED COUNTER ACTION

1 After considering the stipulation between the parties filed in this matter, and good cause  
2 appearing, IT IS HEREBY ORDERED THAT the above-captioned actions are DISMISSED with  
3 prejudice pursuant to FRCP 41(a)(1), with all parties to bear their own costs and attorneys' fees

4 IT IS SO ORDERED.

5  
6 Dated: \_\_\_\_\_

7  
8 HONORABLE LUCY H. KOH

## PROOF OF SERVICE

*Angiologix v. Maria Merchant, et al. and related counter action*  
Case No. CV11-00434 LHK

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 12100 Wilshire Boulevard, 15th Floor, Los Angeles, California 90025. On **October 18, 2011**, I served the foregoing document described as **STIPULATION FOR DISMISSAL and [PROPOSED] ORDER ON STIPULATION FOR DISMISSAL** upon the following:

Thomas R. Hogan, Esq.  
McPharlin Sprinkles & Thomas  
160 West Santa Clara Street, Suite 400  
San Jose, CA 95032  
Tel: 408.293.1900  
Fax: 408.293.1999

Fax: 103-293-1993  
*Counsel for Defendants and Counter-Claimants*  
*Maria A. Merchant and Alexandr S. Parfenov, and*  
*Defendant Angioscan Ltd.*

[ ] BY EMAIL: I served the foregoing document on the interested parties in this action by transmitting the above-referenced document to the above-mentioned at the above email addresses.

[ ] BY MAIL: I placed true copies of the foregoing document in sealed envelopes addressed as stated on the above/attached service list. I placed such envelope, with postage thereon fully prepaid, for collection and mailing at 12100 Wilshire Boulevard, 15<sup>th</sup> Floor, Los Angeles, California. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice the mail would be deposited with the U. S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[X] BY ELECTRONIC SERVICE/PACER-ECF: I caused the foregoing document to be filed and served via PACER/ECF upon the above-addressed party.

I declare under penalty pursuant to the laws of the United States that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on **October 18, 2011**, in Los Angeles, California.

  
Lisa M. Lovullo