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11 [Counsel information for Defendants on signature page]
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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE DIVISION
 16

17 XENOPORT, INC., a Delaware corporation,
 18 Plaintiff,

19 v.

20 GLAXO GROUP LIMITED, a U.K. corporation,
 21 GLAXOSMITHKLINE LLC, a Delaware limited
 liability company, and GLAXOSMITHKLINE
 22 HOLDINGS (AMERICAS) INC., a Delaware
 corporation,
 23

24 Defendants.

Case No. CV 12-01544 EJD

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER
 REGARDING DISMISSAL OF
 ACTION**

Judge: Hon. Edward J. Davila

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1 Pursuant to Civil Local Rule 7-12, and Rule 41(a)(1)(A) of the Federal Rules of Civil
2 Procedure, Plaintiff XenoPort, Inc. and Defendants Glaxo Group Limited, GlaxoSmithKline LLC,
3 and GlaxoSmithKline Holdings (Americas) Inc., through their undersigned counsel of record,
4 hereby stipulate to the dismissal with prejudice of the above-captioned action. Each party shall
5 bear its own costs, expenses and attorneys' fees.

6 Respectfully submitted,
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1 Dated: November 9, 2012

MORRISON & FOERSTER LLP

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3 By: /s/ Mark W. Danis

Mark W. Danis

4 Attorneys for Plaintiff
5 XENOPORT, INC.

6 Dated: November 9, 2012

REED SMITH LLP

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8 By: /s/ Lorenzo E. Gasparetti

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21 GLAXO GROUP LIMITED,
GLAXOSMITHKLINE LLC, and
22 GLAXOSMITHKLINE HOLDINGS
(AMERICAS) INC.

23 **ATTESTATION**

24 I, Mark W. Danis, am the ECF User whose ID and password are being used to file this
25 document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Lorenzo E.
26 Gasparetti has concurred in this filing.

27 Dated: November 9, 2012

/s/ Mark W. Danis

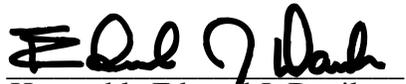
28 Mark W. Danis

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The clerk shall close this file.
Dated: November 14, 2012


Honorable Edward J. Davila
United States District Judge
Northern District of California