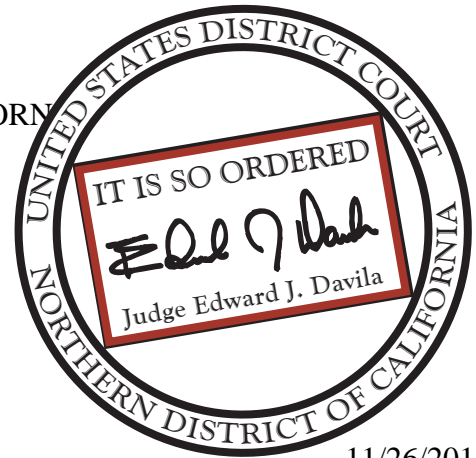


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11/26/2013

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN JOSE DIVISION

24 KENNETH P. TOPKA, Ph.D.,

25 Plaintiff,

26 v.

27 THE SETI INSTITUTE, a Public Benefit
28 Nonprofit Corporation, and DOES 1
through 30,

Defendants.

No. CV13-01283 EJD

JOINT STIPULATION OF DISMISSAL,
WITH PREJUDICE, OF THIS ACTION, IN
ITS ENTIRETY, PURSUANT TO FEDERAL
RULE OF CIVIL PROCEDURE 41(a)(1)(A)(ii)

1 In accordance with Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Kenneth P.
2 Topka, Ph.D. and Defendant The SETI Institute, the only parties appearing in this action, hereby
3 stipulate to the dismissal of this action, in its entirety, with prejudice. The clerk shall close this file.

4 IT IS SO STIPULATED.

5 Dated: November 25, 2013

LAW OFFICES OF GAY CARROLL-HARING

6
7 By: /s/ Gay L. Carroll-Haring

8 Gay L. Carroll-Haring
9 Attorneys for Plaintiff
10 Kenneth P. Topka, Ph.D.

11 Dated: November 25, 2013

CARR, McCLELLAN, INGERSOLL,
THOMPSON & HORN
Professional Law Corporation

12
13 By: /s/ J. Craig Crawford

14 J. Craig Crawford
15 Attorneys for Defendant
The SETI Institute

16 **ATTESTATION PURSUANT TO GENERAL ORDER 45, § X.B**

17 I, J. Craig Crawford, hereby declare, pursuant to General Order 45, § X.B, that I have
18 obtained the concurrence in the filing of this document from other signatory listed above. I
19 declare, under penalty of perjury, under the laws of the state of California and the United States,
20 that the foregoing declaration is true and correct.

21 Executed on November 25, 2013 in the City of Burlingame, California.

22
23 /s/ J. Craig Crawford