

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

SPH AMERICA, LLC, a Virginia  
company,

Plaintiff,

v.

ACER, INC., a Taiwanese company; ACER  
AMERICA CORPORATION, a California  
company; AMAZON.COM, INC., a Delaware  
company; APPLE, INC., a California  
company; DELL INC., a Delaware company;  
FUJITSU AMERICA, INC., a California  
company; FUJITSU LTD., a Japanese  
company; FUTUREWEI TECHNOLOGIES,  
INC., a Texas company; GENERAL  
DYNAMICS ITRONIX CORPORATION, a  
Delaware company; HEWLETT PACKARD  
CO., a Delaware company; HUAWEI  
TECHNOLOGIES CO., LTD., a Chinese  
company; LENOVO GROUP LTD., a  
Chinese (Hong Kong) company; LENOVO  
HOLDING COMPANY, INC., a Delaware  
company; LENOVO (United States) INC., a  
Delaware company; MOTOROLA, INC., a  
Delaware company; NOKIA  
CORPORATION, a Finnish company;  
NOKIA INC., a Delaware company;  
NOVATEL WIRELESS INC., a Delaware  
company; NOVATEL WIRELESS  
SOLUTIONS, INC., a Delaware company;  
NOVATEL WIRELESS TECHNOLOGY,  
INC., a Delaware company; OPTION NV, a  
Belgian company; OPTION WIRELESS

Case No.: 3:09-cv-02535-JAH-AJB

JURY TRIAL DEMANDED

**ORDER GRANTING JOINT MOTION  
TO DISMISS WITHOUT PREJUDICE  
PURSUANT TO FED. R. CIV. P.  
41(a)(2)**

1 USA, INC., a Delaware company; PALM,  
2 INC., a Delaware company; PANASONIC  
3 CORPORATION, a Japanese company;  
4 PANASONIC CORPORATION OF NORTH  
5 AMERICA, a Delaware company;  
6 PERSONAL COMMUNICATIONS  
7 DEVICES, LLC, a Delaware company;  
8 PERSONAL COMMUNICATIONS  
9 DEVICES HOLDINGS, LLC, a Delaware  
10 company; SIERRA WIRELESS, INC., a  
11 Canadian company; SIERRA WIRELESS  
12 AMERICA, INC., a Delaware company;  
13 SONY CORPORATION, a Japanese  
14 company; SONY CORPORATION OF  
15 AMERICA, a New York company; SONY  
16 ELECTRONICS INC., a Delaware company;  
17 SONY ERICSSON MOBILE  
18 COMMUNICATIONS AB, a Swedish  
19 company; SONY ERICSSON MOBILE  
20 COMMUNICATIONS (USA) INC., a  
21 Delaware company; UTSTARCOM, INC., a  
22 Delaware company; ZTE CORPORATION, a  
23 Chinese company; and ZTE (USA) INC., a  
24 New Jersey company,

25 Defendants.

26 LENOVO (UNITED STATES) INC., a  
27 Delaware company; LENOVO HOLDING  
28 COMPANY, INC., a Delaware company,

Counterclaimant,

v.

SPH AMERICA, LLC, a Virginia  
company,

Counterdefendant.

Having considered the Joint Motion to Dismiss filed by Plaintiff SPH America, LLC  
("SPH America") and Defendants Lenovo Group Limited, Lenovo (United States) Inc., and

1 Lenovo Holding Company, Inc. (collectively "Lenovo Defendants"), it is hereby ordered that  
2 pursuant to Federal Rules of Civil Procedure 41(a)(2):

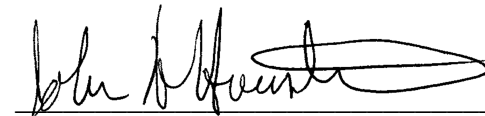
3 (1) All claims that SPH America asserts against Lenovo Defendants in the above-  
4 captioned action are dismissed without prejudice;

5 (2) All claims or counterclaims that Lenovo Defendants asserts against SPH America  
6 in the above-captioned action are dismissed without prejudice; and

7 (3) The Parties shall bear their own costs and attorneys' fees.  
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9 IT IS SO ORDERED.

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11 Dated: January 5, 2010



12 JOHN A. HOUSTON

13 United States District Judge  
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