

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

APPLE INC.,

Plaintiff,

v.

HIGH TECH COMPUTER CORP., a/k/a
HTC CORP., HTC (B.V.I.) CORP., HTC
AMERICA, INC., and EXEDEA, INC.,

Defendants.

C.A. No. 10-00167-RK

ORDER

AND NOW, this ____ day of _____, 2010, upon consideration of the “Motion to Dismiss Count VIII of Complaint Pursuant to Rule 12(b)(6) by Defendants High Tech Computer Corp., a/k/a HTC Corp., HTC (B.V.I.) Corp., HTC America, Inc., and Exedeia, Inc.” (D.I. _____) (“Motion to Dismiss”), and the Responses and Replies thereto, it is hereby **ORDERED** that Defendants’ Motion to Dismiss is **GRANTED**. Count VIII of the Complaint (D.I. 1) is **DISMISSED**.

BY THE COURT:

ROBERT F. KELLY
SENIOR JUDGE