

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

ROBERT BERG, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

v.

XCERRA CORPORATION, ROGER W.  
BLETHEN, DAVID G. TACELLI, MARK S.  
AIN, ROGER J. MAGGS, JORGE  
TITINGER, BRUCE R. WRIGHT, HUBEI  
XINYAN EQUITY INVESTMENT  
PARTNERSHIP (LIMITED  
PARTNERSHIP, UNIC CAPITAL  
MANAGEMENT CO., LTD., CHINA  
INTEGRATED CIRCUIT INDUSTRY  
INVESTMENT FUND CO., LTD., and  
UNIC ACQUISITION CORPORATION,

Defendants.

Civil Action No. 1:17-cv-11583-GAO

The Honorable George A. O'Toole Jr.

**STIPULATION AND ORDER CONCERNING  
PLAINTIFFS' VOLUNTARY DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1), and the stipulations of all parties who have appeared in the above case, **IT IS HEREBY ORDERED:**

1. The above action is voluntarily **DISMISSED WITH PREJUDICE** as to the above named plaintiff only and **DISMISSED WITHOUT PREJUDICE** as to any members of the putative class.

2. This Court retains continuing jurisdiction for purposes of entertaining a mootness fee application in connection with plaintiff's claim for fees and expenses, if such an application becomes necessary.

**SO ORDERED**

/s/ George A. O'Toole, Jr. 11/13/2017

HON. George A. O'Toole Jr.

Dated: November 1, 2017

**MATORIN LAW OFFICE, LLC**

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