

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

---

OPTIGEN, LLC,

Plaintiff

Civil No. 5:13-CV-0996 (FJS/ATB)

v.

GENETIC VETERINARY SCIENCES, INC., and  
LISA A. SHAFFER, PhD,

Defendants.

---

**STIPULATION OF VOLUNTARY  
DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, OptiGen, LLC (“OptiGen”) and Genetic Veterinary Sciences, Inc., and Lisa A. Shaffer, PhD. (the “Defendants”), by their counsel, stipulate that all claims, causes of action, and counterclaims in the action entitled *OptiGen, LLC v. Genetic Veterinary Sciences, Inc., et al.*, Civil No. 5:13-cv-0996, be dismissed on the merits with prejudice and without costs, disbursements, or attorneys’ fees to any party.

Dated: March 10, 2016

**HODGSON RUSS** LLP  
*Attorneys for OptiGen, LLC*

By s/Melissa N. Subjeck

Robert J. Lane, Jr.  
Jodyann Galvin  
Melissa N. Subjeck

The Guaranty Building  
140 Pearl Street  
Buffalo, New York 14202  
Telephone: (716) 856-4000

**LOWE GRAHAM JONES PLLC**  
*Attorneys for Genetic Veterinary Sciences, Inc.,  
and, Lisa A. Shaffer, PhD*

By s/ Mark P. Walters

Mark P. Walters  
701 5<sup>th</sup> Avenue #4800  
Seattle, Washington 98104  
(206) 957-2470

IT IS SO ORDERED:

  
\_\_\_\_\_

Frederick J. Scullin, Jr.  
Senior U.S. District Judge

Dated: March 14, 2016  
Syracuse, NY