

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

FOTOMEDIA TECHNOLOGIES, LLC,

Plaintiff,

v.

AOL LLC, AMERICA ONLINE, INC.,
PHOTOBUCKET.COM, INC., SHUTTERFLY, INC., CNET NETWORKS, INC., AND
YAHOO! INC.,

Defendants.

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CIVIL ACTION NO. 2:07-cv-255-TJW

JURY TRIAL DEMANDED

ORDER OF DISMISSAL OF AMERICA ONLINE, INC. WITHOUT PREJUDICE

CAME ON TO BE CONSIDERED Plaintiff's Agreed Motion to Dismiss America
Online, Inc. Without Prejudice. The Court is of the opinion that the motion should be
GRANTED.

IT IS THEREFORE ORDERED that all claims made by Plaintiff FotoMedia
Technologies, LLC against America Online, Inc. in the above-entitled cause are hereby
DISMISSED without prejudice to re-filing of the same.

SIGNED this 9th day of October, 2007.

T. John Ward

T. JOHN WARD
UNITED STATES DISTRICT JUDGE