

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

BENEFICIAL INNOVATIONS, INC.,

Plaintiff,

vs.

COMCAST CORPORATION, ET AL,

Defendants.

CASE NO. 2:09-cv-175 (TJW)

Jury Trial Demanded

ORDER OF DISMISSAL

On this day came to be considered the Joint Motion to Dismiss filed by Plaintiff Beneficial Innovations, Inc. (“Beneficial”) and Defendant the New York Times Corporation (the “New York Times”), and the Court being of the opinion that the same should be granted, it is therefore,

ORDERED, ADJUDGED, AND DECREED, that the Joint Stipulation of Dismissal is GRANTED. Beneficial’s claims against the New York Times are hereby dismissed with prejudice, and the New York Times’ counterclaims against Beneficial are hereby dismissed without prejudice. Each party shall bear its own costs, expenses and attorneys’ fees.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 27th day of January, 2011, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Julien A. Adams
Julien A. Adams