

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 by the Court Plaintiff's Motion to Dismiss Yahoo!, Inc. without prejudice. It appears to the Court that the Motion to Dismiss Yahoo!, Inc. without prejudice is well-taken and should be granted, and that Plaintiff's claims against Defendant Yahoo! Inc. should be dismissed without prejudice.

IT IS THEREFORE ORDERED that the claims asserted by Plaintiff against Defendant Yahoo! Inc. should be dismissed without prejudice, with all attorneys' fees and costs of court being borne by the party that incurred them.