

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

SIMPLEAIR, INC.,

Plaintiff,

v.

AWS CONVERGENCE TECHNOLOGIES,
INC. ET. AL

Defendants.

Civil Action No. 2:09-cv-289 MHS

ORDER

The Court, having read and considered the Joint Motion to Dismiss of Plaintiff SimpleAir, Inc. (“SimpleAir”) and Defendant Apple, Inc. (“Apple”), and good cause appearing, hereby GRANTS the motion.

The Court therefore ORDERS that all claims asserted by SimpleAir against Apple and all counterclaims asserted by Apple against SimpleAir are DISMISSED WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 41(a)(2) and the parties’ confidential Settlement and License Agreement. Each party shall bear its own costs and fees.

The Court FURTHER ORDERS that this Court (and Judge Michael H. Schneider in particular) shall retain jurisdiction to enforce, interpret, or resolve any dispute arising out of or relating in any way to these parties’ Settlement and License Agreement.