

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

SHARING SOUND, L.L.C.,

Plaintiff,

v.

APPLE, INC.,
SONY ERICSSON MOBILE
COMMUNICATIONS AB,
SONY ERICSSON MOBILE
COMMUNICATIONS INC.,
RHAPSODY INTERNATIONAL, INC.,
NAPSTER, L.L.C.
BRILLIANT DIGITAL ENTERTAINMENT, INC.,
MICROSOFT CORPORATION,

Defendants.

Case No. 2:10-cv-00162

JURY TRIAL DEMANDED

ORDER

On this day came on to be considered Plaintiff Sharing Sound, L.L.C.'s Notice of Dismissal of Defendant Brilliant Digital Entertainment, Inc., and the Court being of the opinion that the same should be ENTERED, it is therefore, ORDERED, ADJUDGED and DECREED that the Notice of Dismissal be entered and that Defendant BRILLIANT DIGITAL ENTERTAINMENT, INC. is hereby dismissed with prejudice of all claims under the Licensed Patents against BRILLIANT DIGITAL ENTERTAINMENT, INC., but only with respect to Microsoft Products. The dismissal of BRILLIANT DIGITAL ENTERTAINMENT, INC. is without prejudice with respect to any other product. Each party will bear its own costs and attorneys' fees.

SIGNED this 26th day of October, 2010.



DAVID FOLSOM
UNITED STATES DISTRICT JUDGE