

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

MIRROR WORLDS, LLC,

Plaintiff,

v.

APPLE, INC.,

Defendant.

Civil Action No. 6:08-CV-88 LED

JURY TRIAL DEMANDED

APPLE, INC.,

Counterclaim Plaintiff,

v.

MIRROR WORLDS, LLC, MIRROR  
WORLDS, TECHNOLOGIES, INC.,

Counterclaim Defendants.

**[PROPOSED] STIPULATED WITHDRAWAL WITH PREJUDICE  
OF CERTAIN INFRINGEMENT CLAIMS<sup>1</sup>**

Plaintiff Mirror Worlds, LLC (“Mirror Worlds”) hereby withdraws with prejudice the following claims against the following present and past accused instrumentalities:

1. Mirror Worlds withdraws with prejudice its claims that Apple directly and/or indirectly infringed or infringes claims 13-17 and 20 of U.S. Patent No. 6,006,227 by making,

<sup>1</sup> Mirror Worlds has conferred with Apple regarding this stipulation, but the parties were not able to reach agreement prior to the filing deadline. Accordingly, Apple may oppose this stipulation.

using, selling and/or offering to sell the iPhone containing the iPhone OS 3.0 or earlier versions of that operating system.

2. Mirror Worlds withdraws with prejudice its claims that Apple directly and/or indirectly infringed or infringes claims 22, 25, 26, 29, 32, 34, and 37 of U.S. Patent No. 6,725,427 (“the ‘427 patent”) by making, using, selling and/or offering to sell present and past versions of the iPhone, iPod Touch, iPod Nano, iPod Classic or iPad.

3. Mirror Worlds withdraws with prejudice its claims that Apple directly and/or indirectly infringes claims 22, 25, 26, 29 and 37 of the ‘427 patent by making, using, selling and/or offering to sell computers having past or present versions of iTunes, except that Mirror Worlds does not withdraw its claims regarding those claims to the extent that iTunes is running on an Apple computer using an accused Mac OS X operating system.

4. Mirror Worlds withdraws with prejudice its claims that Apple directly and/or indirectly infringes claims 22, 25, 26, 29, 34, and 37 of the ‘427 patent by making, using, selling and/or offering to sell computers having past or present versions of Safari 4, except that Mirror Worlds does not withdraw its claims regarding those claims to the extent that Safari 4 is running on an Apple computer using an accused Mac OS X operating system.

5. Mirror Worlds withdraws with prejudice its claims that Apple directly and/or indirectly infringes any claim of the ‘427 patent by making, using, selling and/or offering to past or present versions of Apple TV.

Mirror Worlds withdraws the above claims with prejudice only as to present and past versions of the accused instrumentalities as described in the discovery provided on those instrumentalities by Apple. Mirror Worlds reserves the right to assert infringement should the above instrumentalities be modified to include the patented technology.

Dated: August 30, 2010

Respectfully submitted,

By:

/s/ Alexander Solo

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ATTORNEYS FOR PLAINTIFF MIRROR  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document this 30th day of August, 2010, via the Court's CM/ECF system per Local Rule CV-5(a)(3).

*/s/ Alexander Solo*

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