

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

KLAUSNER TECHNOLOGIES, INC., a New York corporation,	§	
	§	
Plaintiff,	§	Case No. 6:08-cv-341 (LED)
	§	
vs.	§	(JURY TRIAL)
	§	
Verizon Wireless (Cellco Partnership d/b/a	§	
Verizon Wireless), a Delaware general partnership;	§	
Verizon Data Services LLC, a Delaware limited	§	
liability company; Bell Atlantic Communications,	§	
Inc., a Delaware corporation; Citrix Systems, Inc.,	§	
a Delaware corporation; Comverse, Inc., a	§	
Delaware corporation; Cox Communications, Inc.,	§	
a Delaware corporation; Embarq Communications,	§	
Inc., a Delaware corporation; Google Inc., a	§	
Delaware corporation; GrandCentral	§	
Communications, Inc., a Delaware corporation;	§	
LG Electronics Mobilecomm U.S.A., Inc., a	§	
California Corporation; PhoneFusion, Inc., a	§	
Delaware corporation; RingCentral, Inc., a	§	
California Corporation,	§	
	§	
Defendants.	§	

JOINT MOTION TO DISMISS WITHOUT PREJUDICE

NOW COMES the Plaintiff Klausner Technologies, Inc. (“Klausner”) and Defendant Comverse, Inc., and respectfully move the Court to dismiss the above-captioned action between them without prejudice, and in support thereof would respectfully show the Court as follows:

Klausner and Comverse, Inc., by their undersigned counsel, hereby stipulate and agree that the Complaint in the above-captioned action be dismissed between them without prejudice, and that each party bears its own costs and fees.

WHEREFORE, PREMISES CONSIDERED, these parties jointly pray that this action be dismissed without prejudice between them, without costs or fees to either Klausner or Comverse, Inc.

Dated: June 23, 2009

Respectfully submitted,

By: /s/ Elizabeth L. DeRieux

S. Calvin Capshaw
State Bar No. 03783900
Elizabeth L. DeRieux
State Bar No. 05770585
N. Claire Abernathy
State Bar No. 24053063
CAPSHAW DERIEUX, LLP
1127 Judson Road, Suite 220
Longview, Texas 75601
Telephone: (903) 236-9800
Facsimile: (903) 236-8787
E-mail: ccapshaw@capshawlaw.com
E-mail: ederieux@capshawlaw.com
E-mail: chenry@capshawlaw.com

Gregory S. Dovel
California State Bar No. 135387
Sean A. Luner
California State Bar No. 165443
Christin K. Cho
California State Bar No. 238173
DOVEL & LUNER, LLP
201 Santa Monica Blvd., Suite 600
Santa Monica, California 90401
Telephone: (310) 656-7066
Facsimile: (310) 657-7069
E-mail: greg@dovellaw.com
E-mail: luner@dovellaw.com
E-mail: christin@dovellaw.com

**ATTORNEYS FOR PLAINTIFF,
KLAUSNER TECHNOLOGIES,
INC.**

By: /s/ Deron R. Dacus by permission ELD

Deron R. Dacus
State Bar No. 00790553
RAMEY & FLOCK
100 East Ferguson, Suite 500
Tyler, Texas 75702
Telephone: (903)597-3301
Facsimile: (903)597-2413
E-mail: ddacus@rameyflock.com

Douglas W. McClellan
State Bar No. 24027488
Daniel J. Booth
State Bar No. 24055196
WEIL, GOTSHAL & MANGES LLP
700 Louisiana, Suite 1600
Houston, Texas 77002
Telephone: (713) 546-5000
Facsimile: (713) 224-9511
E-mail: doug.mcclellan@weil.com
E-mail: daniel.booth@weil.com

**ATTORNEYS FOR DEFENDANT,
COMVERSE, INC.**

CERTIFICATE OF SERVICE

I hereby certify that the all counsel of record who are deemed to have consented to electronic service are being served this 23rd day of June, 2009, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Elizabeth L. DeRieux