

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

EMG TECHNOLOGY, LLC,

Plaintiff,

v.

APPLE INC.,  
AMERICAN AIRLINES, INC.,  
BLOOMBERG, L.P.,  
CONTINENTAL AIRLINES, INC.,  
UNITED PARCEL SERVICE, INC.,  
DELL, INC.,

Defendants.

Case No. 6:08-cv-447-LED

**JURY TRIAL DEMANDED**

**ORDER GRANTING JOINT MOTION OF PLAINTIFF EMG TECHNOLOGY, LLC  
AND DEFENDANT UNITED PARCEL SERVICE, INC.  
FOR DISMISSAL WITH PREJUDICE**

Before the Court is the Joint Motion of Plaintiff EMG Technology, LLC and Defendant United Parcel Service, Inc. for Dismissal With Prejudice. Having considered the Joint Motion, the Court is of the opinion that it is well taken and should be GRANTED.

The Court therefore ORDERS that all claims and counterclaims asserted in this case between Plaintiff EMG Technology, LLC and Defendant United Parcel Service, Inc. are DISMISSED WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 41(a)(2) and a confidential settlement agreement between these parties. Each party shall bear its own fees and expenses.

**So ORDERED and SIGNED this 20th day of October, 2009.**



**LEONARD DAVIS  
UNITED STATES DISTRICT JUDGE**