

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

EOLAS TECHNOLOGIES	§	
INCORPORATED and THE REGENTS	§	
OF THE UNIVERSITY OF CALIFORNIA	§	
	§	
Plaintiffs,	§	CASE NO. 6:09-CV-00446-LED
	§	
vs.	§	
	§	
ADOBE SYSTEMS INC., AMAZON.COM	§	JURY TRIAL
INC., CDW CORPORATION, CITIGROUP	§	
INC., THE GO DADDY GROUP, INC.,	§	
GOOGLE INC., J.C. PENNEY	§	
CORPORATION, INC., STAPLES, INC.,	§	
YAHOO! INC., and YOUTUBE, LLC.,	§	
	§	
Defendants.	§	

**JOINT MOTION TO DISMISS WITHOUT PREJUDICE BETWEEN EOLAS
TECHNOLOGIES INCORPORATED, THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA AND ADOBE SYSTEMS, INC.**

Plaintiffs Eolas Technologies Incorporated (“Eolas”) and The Regents of the University of California (“The Regents”) on the one hand, and Defendant, Adobe Systems, Inc. (“Adobe”) on the other hand, each acting through their duly authorized undersigned counsel of record, hereby move that all claims by Eolas and The Regents against Adobe, and all claims by Adobe against Eolas and The Regents in this action be hereby dismissed without prejudice pursuant to and in accordance with a settlement and license agreement executed on February 4, 2012, and that an order granting this dismissal without prejudice to this effect may be entered forthwith. Each of the aforementioned parties shall bear its own costs and attorneys' fees with respect to these claims.

Dated: February 23, 2012

MCKOOL SMITH, P.C.

/s/ Mike McKool

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**EOLAS TECHNOLOGIES
INCORPORATED AND THE REGENTS
OF THE UNIVERSITY OF
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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a) on February 23, 2012. As such, this document was served on all counsel who have consented to electronic services. Local Rule CV-5(a)3)(A).

/s/ John B. Campbell

John B. Campbell