

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

Eolas Technologies Incorporated,	§	
	§	
Plaintiff,	§	Civil Action No. 6:09-cv-446
	§	
	§	
vs.	§	
	§	
Adobe Systems Inc., Amazon.com, Inc., Apple Inc., Blockbuster Inc., CDW Corp., Citigroup Inc., eBay Inc., Frito-Lay, Inc., The Go Daddy Group, Inc., Google Inc., J.C. Penney Company, Inc., JPMorgan Chase & Co., New Frontier Media, Inc., Office Depot, Inc., Perot Systems Corp., Playboy Enterprises International, Inc., Rent-A-Center, Inc., Staples, Inc., Sun Microsystems Inc., Texas Instruments Inc., Yahoo! Inc., and YouTube, LLC	§	JURY TRIAL
	§	
Defendants.	§	

**JOINT STIPULATION OF DISMISSAL BETWEEN EOLAS TECHNOLOGIES
INCORPORATED AND JPMORGAN CHASE & CO.**

Plaintiff Eolas Technologies Incorporated (“Eolas”) on the one hand, and Defendant, JPMorgan Chase & Co. (“JPMorgan”) on the other hand, each acting through their duly authorized undersigned counsel of record, pursuant to a Settlement and License Agreement dated May 12, 2011 hereby stipulate that all claims by Eolas against JPMorgan, and all claims by JPMorgan against Eolas in this action are hereby dismissed with prejudice, and that an order of dismissal 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.

McKool Smith, P.C.

/s/ Mike McKool

Mike McKool

Lead Attorney

Texas State Bar No. 13732100

mmckool@mckoolsmith.com

Douglas Cawley

Texas State Bar No. 04035500

dcawley@mckoolsmith.com

J.R. Johnson

Texas State Bar No. 24070000

jjohnson@mckoolsmith.com

McKool Smith, P.C.

300 Crescent Court, Suite 1500

Dallas, Texas 75201

Telephone: (214) 978-4000

Telecopier: (214) 978-4044

Kevin L. Burgess

Texas State Bar No. 24006927

kburgess@mckoolsmith.com

John B. Campbell

Texas State Bar No. 24036314

spollinger@mckoolsmith.com

Josh W. Budwin

Texas State Bar No. 24050347

jbudwin@mckoolsmith.com

Matthew B. Rappaport

Texas State Bar No. 24070472

mrappaport@mckoolsmith.com

McKool Smith, P.C.

300 West Sixth Street, Suite 1700

Austin, Texas 78701

Telephone: (512) 692-8700

Telecopier: (512) 692-8744

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

/s/ David Crump by Trey Yarbrough with
permission

David Crump

Bar No. 477464

Stephen K. Shahida

Bar No. 454970

MCDERMOTT WILL & EMERY LLP

600 13th Street, N.W.

Washington, DC 20005-3096

Tel: (202) 756-8327

Fax: (202) 756-8087

Trey Yarbrough

Bar No. 22133500

Debby E. Gunter

Bar No. 24012752

YARBROUGH ♦ WILCOX, PLLC

100 E. Ferguson Street, Ste 1015

Tyler, TX 75702

Tel: (903) 595-3111

Fax: (903) 595-0191

trey@yw-lawfirm.com

debby@yw-lawfirm.com

**ATTORNEYS FOR DEFENDANT
JPMORGAN CHASE & CO.**

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 via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 18th day of May, 2011. All other counsel of record will be served via facsimile or first class mail.

/s/ Trey Yarbrough
Trey Yarbrough